

HOUSE JOURNAL**FIRST DAY***** * *****MORNING SESSION**

The House was called to order by Speaker Stephens at 10:00 a.m.

Prayer by Elder David B. Haight, Church of Jesus Christ of Latter-day Saints.

PRAYER BY ELDER DAVID B. HAIGHT

Oh God our Eternal Heavenly Father, hallowed be thy name. At the invitation of House Speaker Martin Stephens, we pause at this time to acknowledge Thee, our Holy Father, and give thanks unto Thee for thy many blessings to all of us here, and to our nation, to the state of Utah, and all who might be assembled in thy name at this time. Heavenly Father, we bless the Representatives of the people who have been elected to the House of Representatives. And we pray that thy blessings will be poured upon them in the abundance that is needed and that is appropriate; that they will be influenced and guided, and their memories will be clear in remembrance of how this republic came about; and for those days and months that representatives of the thirteen colonies met and labored and discussed in Philadelphia to pull together the framework of the Declaration of Independence and then the Constitution of the United States, thereby setting up the republic form of government we have in America.

Heavenly Father bless these honorable men and women in this assembly here, that they will be guided and that they will remember the high standard of values of the Founding Fathers of our nation, and of those same values that became part of constitutions in the state of Utah as well as other states, and that give us the groundwork and the framework for the freedom that we have. May the Representatives here be mindful of those core values that are part of our national freedom, and of our constitution; of the freedoms that we have, and the patriotism and the liberty that is part of our government process. Now, Heavenly Father, bless the people here as part of the House, that they will be blessed in their affairs; that they will have health and strength, and courage, and understanding; that they will be blessed in their homes as they leave their homes to come here; that they will be blessed in every meaningful and needful way. And that they will serve with integrity in carrying on the high standards and the ethical values that have become part of the freedom that we have, and the liberty that we have in the United States

of America and in this state of Utah. May they be blessed as they discuss and pass the laws that are before them, and that are appropriate for the moving forward of the affairs of the state of Utah, and for the people that they represent. Bless their efforts as we sustain them, as we pray thy blessings to rest upon them. In the name of thy son, Jesus Christ. Amen.

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Posting of the Colors by the Utah National Guard, Sergeant First Class Chris Rapich, Staff Sergeant Brad Howell, Staff Sergeant Brad Howell, Staff Sergeant Scott Evans, and Sergeant David Alldredge.

Pledge of Allegiance by Carl Manzel, Speaker Stephen's father-in-law.

The National Anthem and "See Us Shine" and "Prayer of the Children" sung by Ben Lomand High School Choir, conducted by Ann Moulton.

REMARKS BY SPEAKER MARTIN R. STEPHENS

On January 4, 1896, Utah's newly elected and first governor, Heber M. Wells stood at the podium and closed his remarks with this hope for the future ". . . May the Stars and Stripes wave with such brilliancy that this country will become the model of government for mankind. In the great firmament of nations, the United States is the constellation most beautiful, most sublime. Down the stream of time through all ages and ages, may Utah be one of the brightest stars in that glorious constellation.

We come here today having seen some of Governor Wells' hopes come to fruition. Utah is "one of the brightest stars in [the] glorious constellation" of these United States. We have a great heritage of which we can be proud. But what of this generation? How will we as elected representatives of the people measure up in years to come?

I would like to speak briefly about three concerns I have for the future of this great state and for our government in general.

My first concern is -- The continued diminishment of individual rights for purported good causes.

Let me introduce my first concern with a slight explanation.

In approximately the 4th century B.C. an oath, which was thought to have been prepared by the ancient Greek physician Hippocrates, was introduced to those entering the medical profession as an oath of honor. Today a form of that

oath, which is known as the Hippocratic Oath, is administered to graduating physicians at about 98% of all medical schools in this country.

The main idea of the oath is identified by the phrase, "First, Do No Harm."

I submit, that as we go about our business here at the capitol we should consider the importance of this phrase in our deliberations. "First, Do No Harm."

Just as physicians must have the well-being of their patients at heart and must be careful that whatever treatment they prescribe meets the criteria of "First, Do No Harm," I suggest we also consider the well-being of the citizens of this state and "First, Do No Harm."

We have been given great power and authority over the everyday lives of the people of this state. I believe that sometimes in the use of this power and in our quest to do good we "First, Do Harm." In the name of helping or organizing or protecting, we inadvertently do more harm than good. In an effort to make things better for the few, we sometimes find ourselves in the position of taking rights and individual responsibility from the many. There are some things government cannot fix, and I believe those things are a lot larger in number than most of us understand.

A noted religious leader said: "Unwise legislation, too often prompted by political expediency is periodically being enacted that seductively undermines man's right of free agency, robs him of his rightful liberties, and makes him a cog in the crushing wheel of regimentation which, if persisted in, will end in dictatorship."

Nowhere is the law of unintended consequences more recognizable than in legislative bodies. I hope we will weigh each of our decisions this session using the central theme of the Hippocratic oath "First, Do No Harm." It is an ideal that warrants constant consideration.

My second concern is The centralization of more power in the state.

Just as we fight the ever present pull of power and authority from the states to the federal government we must be vigilant not to succumb to the same temptation ourselves. Local levels of government should be given as much power and authority as possible while maintaining an orderly society. As we pull more and more power back to the state government, it requires more and more bureaucracy to implement our grand designs. We thus impose more expense and regulation on our citizens while allowing them less and less access to the decision makers.

Thomas Jefferson eloquently explained the problem in this manner: "... the way to have good and safe government is not to trust it all to one; but to divide it

among the many, distributing to everyone exactly the functions he is competent to. Let the national government be entrusted with the defense of the nation, and its foreign and federal relations; the state with . . . laws, police and administration of what concerns the state generally; the counties with the local concerns of the counties. . . It is by dividing and subdividing all these republics, from the great national one down through all its subordinations, until it ends in the administration of every man's farm and affairs by himself; by placing under everyone what his own eye may superintend, that all will be done for the best. What has destroyed the liberty and rights of man in every government which has ever existed under the sun? The generalizing and concentrating all cares and powers into one body. . . "

Certainly, there are specific roles and responsibilities for our state government. Certainly, general bounds and limits should be given to allow understandable and fair interactions between levels of government. But as much latitude as possible should be given to local governments and individuals to govern themselves.

A bigger state government does not allow the people ready access to its leaders thus allowing them to avoid responsibility. It also requires more taxes and regulations to implement its orders.

Judge Robert Bork in his book *Slouching Toward Gomorrah*, explained the problem this way:

As government taxes more and subsidizes more, a greater portion of society's wealth passes through its hands. Individuals and families have less income to dispose of as they see fit, which is why Jouvenel said that 'redistribution is in effect far less a redistribution of free income from the richer to the poorer, as we imagined, than a redistribution of power from the individual to the State.' The same thing is true of redistributions of jobs, educational opportunities, access to credit, etc., through government action. All of this requires centralization, larger government, and a vastly increased apparatus of bureaucratic coercion."

Let's leave more of the decisions of government to the level of government closest to the people while still providing basic uniformity for Constitutional Rights.

The final concern I would like to share is -- The increasing trivialization of religious beliefs and morals in our society.

We cannot continue to trivialize religious belief and have a basis for a moral government. Fundamental religious and moral beliefs are a cornerstone of our democratic republic. Whether Christian or Jew or Buddhist or Muslim, all major

religions teach basic moral principles. Without a belief in these principles our government loses its foundation, and more and more laws are needed to try and reign in illegal and immoral behavior.

Benjamin Franklin said this:

“Only a virtuous people are capable of freedom. As nations become corrupt and vicious, they have more need of masters.”

All of the founding fathers wrote extensively on the importance of divine providence and morality in our country. Let me share a few:

James Madison said; “Religion [is] the basis and foundation of Government.... Before any man can be considered as a member of Civil Society, he must be considered as a subject of the Governor of the Universe.”

Benjamin Franklin; “...the longer I live the more convinced I become that God governs the affairs of men... And have we now forgotten that powerful friend? Or do we imagine we no longer need his assistance.”

Thomas Jefferson; “The God who gave us life gave us liberty... Can the liberties of a nation be thought secure when we have removed their only firm basis, a conviction... that these liberties are the gift of God?”

George Washington thought the issue of religion and morality in our society was important enough to have explained it in some detail in his farewell address. He said this:

“Of all the dispositions and habits which lead to political prosperity, religion and morality are indispensable supports. . . let us with caution indulge the supposition that morality can be maintained without religion. . . reason and experience both forbid us to expect that national morality can prevail in exclusion of religious principle.”

Many religious leaders have also warned of this concern. Said one noted leader:

“I cannot help but think that there is a direct relationship between the present evil trends. . . and the very marked tendency of the people of our country to pass on to the state the responsibility for their moral and economic welfare. This trend to a welfare state in which people look to and worship government more than their God, is certain to sap the individual ambitions and moral fiber of our youth. . . History, of course, is replete with the downfall of nations who, instead of assuming their own responsibility for their religious and economic welfare, mistakenly attempt to shift their individual responsibilities to government.”

Religion and strict moral beliefs are an inseparable part of our system of government. Not any one religion in particular, but the goodness and moral instruction which comes through belief in a divine being is inseparable from the success of this country.

The more we, in the name of political correctness, or accommodation, deny this nation's reliance on a divine being, the more we jeopardize the very foundation of our system of government.

The more we trivialize the value of religion and moral instruction in the lives of our citizens, particularly our children, the more we will reap the consequences of our actions.

Let us be tolerant of others. Let us recognize the strength which comes through understanding and respecting the beliefs of all Americans. However, let us also remember that this is "One nation under God indivisible" and we need His divine help now more than ever.

We need a separation of church and state, but we need both church and state.

These three concerns are also opportunities. If we will "First, Do No Harm"; second, encourage more local control and involvement in our government, and third, recognize the importance of religion and morality in our society our star in the constellation of the United States will continue to increase in brightness and honor.

Finally, let me close with the words of Dr. Martin Luther King, Jr., who along with all of those great men and women who have so diligently fought for the human rights of all mankind, we honor this day. As he stood on the steps of the Lincoln Memorial on that hot summer day in August of 1963, with thousands of Americans gathered to hear him speak and with the social unrest of our country precipitating horrible acts of racial violence as a background, Doctor King, stood on those steps and offered his memorable I have a Dream Speech. In that speech he said these words which bear repeating again and again:

"In the process of gaining our rightful place we must not be guilty of wrongful deeds. Let us not seek to satisfy our thirst for freedom by drinking from the cup of bitterness and hatred. We must forever conduct our struggle on the high plane of dignity and discipline."

Whether our issues are racial, or philosophical or political; whether we are members of this great body, or of those who come to this House to influence as lobbyists or citizens; or whether we are among those who report on these

proceedings as members of the media, let us always remember; "We must forever conduct our struggle on the high plane of dignity and discipline." Let not the fire to advance our political cause however strongly felt ever cause us to "drink from the cup of political bitterness and hatred."

Let our actions in this legislative body be actions of fervor and principle, but also actions which are tempered with civility and kindness.

Over the next few weeks, as the countries of the world gather here for the Olympic games, surely our star in the great constellation of these United States, will burn more brightly than ever. As the world gets the opportunity to feel of the spirit and resolve of our people I hope they also get the opportunity to feel of our love for country and our dedication to the principles of good government. That we may be recognized as vigilant stewards of the flame of liberty is my fervent prayer.

Thank you.

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The Chief Clerk, Carole E. Peterson, read the following:

**CERTIFICATE OF MEMBERSHIP OF THE
2002 GENERAL SESSION
OF THE UTAH STATE HOUSE OF REPRESENTATIVES**

I, OLENE S. WALKER, Lieutenant Governor of the State of Utah, do hereby certify that at a General Election held within and for the State of Utah on Tuesday, November 7, 2000, the following named persons were chosen by the electors as members of the Legislature of the State of Utah to serve in the House of Representatives each for the term of two years, beginning January 1, 2001, to wit:

FIRST DISTRICT: Counties of Box Elder, Tooele, Cache	Eli H. Anderson
SECOND DISTRICT: County of Box Elder	Ben C. Ferry
THIRD DISTRICT: County of Cache	Craig W. Buttars
FOURTH DISTRICT: Counties of Cache, Rich	Loraine T. Pace
FIFTH DISTRICT: County of Cache	Brent D. Parker
SIXTH DISTRICT: County of Weber	Martin R. Stephens
SEVENTH DISTRICT: County of Weber	Glenn A. Donnelson
EIGHTH DISTRICT: County of Weber	Joseph G. Murray
NINTH DISTRICT: County of Weber	Neil A. Hansen
TENTH DISTRICT: County of Weber	LaWanna "Lou" Shurtliff
ELEVENTH DISTRICT: Counties of Davis, Weber	Carl R. Saunders

TWELFTH DISTRICT: County of Weber	Gerry A. Adair
THIRTEENTH DISTRICT: County of Davis	Paul Ray
FOURTEENTH DISTRICT: County of Davis	Don E. Bush
FIFTEENTH DISTRICT: County of Davis	Douglas C. Aagard
SIXTEENTH DISTRICT: County of Davis	Kevin S. Garn
SEVENTEENTH DISTRICT: County of Davis	Marda Dillree
EIGHTEENTH DISTRICT: County of Davis	Roger E. Barrus
NINETEENTH DISTRICT: County of Davis	Sheryl L. Allen
TWENTIETH DISTRICT: County of Davis	Richard M. Siddoway
TWENTY-FIRST DISTRICT: County of Tooele	James R. Gowans
TWENTY-SECOND DISTRICT: County of Salt Lake	Carl W. Duckworth
TWENTY-THIRD DISTRICT: County of Salt Lake	Duane Bourdeaux
TWENTY-FOURTH DISTRICT: County of Salt Lake	Ralph Becker
TWENTY-FIFTH DISTRICT: County of Salt Lake	Scott Daniels
TWENTY-SIXTH DISTRICT: County of Salt Lake	Fred J. Fife III
TWENTY-SEVENTH DISTRICT: County of Salt Lake	David Litvack
TWENTY-EIGHTH DISTRICT: County of Salt Lake	Afton B. Bradshaw
TWENTY-NINTH DISTRICT: County of Salt Lake	Brent H. Goodfellow
THIRTIETH DISTRICT: County of Salt Lake	Jackie Biskupski
THIRTY-FIRST DISTRICT: County of Salt Lake	Ty McCartney
THIRTY-SECOND DISTRICT: County of Salt Lake	Ron Bigelow
THIRTY-THIRD DISTRICT: County of Salt Lake	Neal B. Hendrickson
THIRTY-FOURTH DISTRICT: County of Salt Lake	Kory M. Holdaway
THIRTY-FIFTH DISTRICT: County of Salt Lake	Judy Ann Buffmire
THIRTY-SIXTH DISTRICT: County of Salt Lake	A. Lamont Tyler
THIRTY-SEVENTH DISTRICT: County of Salt Lake	Carol Spackman Moss
THIRTY-NINTH DISTRICT: County of Salt Lake	Cindy Beshear
FORTIETH DISTRICT: County of Salt Lake	Patricia W. Jones
FORTY-FIRST DISTRICT: County of Salt Lake	Patrice M. Arent
FORTY-SECOND DISTRICT: County of Salt Lake	Peggy Wallace
FORTY-THIRD DISTRICT: County of Salt Lake	Wayne A. Harper
FORTY-FOURTH DISTRICT: County of Salt Lake	Chad E. Bennion
FORTY-FIFTH DISTRICT: County of Salt Lake	J. Morgan Philpot
FORTY-SIXTH DISTRICT: County of Salt Lake	Karen W. Morgan
FORTY-EIGHTH DISTRICT: County of Salt Lake	Trisha S. Beck
FORTY-NINTH DISTRICT: County of Salt Lake	Greg J. Curtis
FIFTIETH DISTRICT: County of Salt Lake	Merlynn T. Newbold
FIFTY-FIRST DISTRICT: County of Salt Lake	John E. Swallow
FIFTY-SECOND DISTRICT: County of Salt Lake	David L. Hogue
FIFTY-THIRD DISTRICT: Counties of Morgan, Rich, Summit	David Ure

FIFTY-FOURTH DISTRICT: Counties of Duchesne, Wasatch	Gordon E. Snow
FIFTY-FIFTH DISTRICT: Counties of Daggett, Uintah	Jack A. Seitz
FIFTY-SIXTH DISTRICT: County of Utah	David N. Cox
FIFTY-SEVENTH DISTRICT: County of Utah	Bradley A. Winn
FIFTY-EIGHTH DISTRICT: County of Utah	James A. Ferrin
FIFTY-NINTH DISTRICT: County of Utah	Mike Thompson
SIXTIETH DISTRICT: County of Utah	Katherine M. Bryson
SIXTY-FIRST DISTRICT: County of Utah	Margaret Dayton
SIXTY-SECOND DISTRICT: County of Utah	Jeff Alexander
SIXTY-THIRD DISTRICT: County of Utah	Stephen D. Clark
SIXTY-FOURTH DISTRICT: County of Utah	Rebecca Lockhart
SIXTY-FIFTH DISTRICT: County of Utah	Matthew Throckmorton
SIXTY-SIXTH DISTRICT: County of Utah	Glenn L. Way
SIXTY-SEVENTH DISTRICT: Counties of Juab, Sanpete, Utah	Darin G. Peterson
SIXTY-EIGHTH DISTRICT: Counties of Millard, Sanpete	Michael R. Styler
SIXTY-NINTH DISTRICT: Counties of Carbon, Emery	Brad King
SEVENTIETH DISTRICT: Counties of Emery, Sanpete, Sevier	Bradley T. Johnson
SEVENTY-FIRST DISTRICT: Counties of Emery, Grand, San Juan	Max W. Young
SEVENTY-SECOND DISTRICT: Counties of Beaver, Iron	DeMar "Bud" Bowman
SEVENTY-THIRD DISTRICT: Counties of Beaver, Garfield, Kane, Piute, Sevier, Washington, Wayne	Thomas V. Hatch
SEVENTY-FOURTH DISTRICT: County Washington	David Clark

SEVENTY-FIFTH DISTRICT: County of Washington Stephen H. Urquhart

I FURTHER CERTIFY THAT Eric K. Hutchings was appointed by the Governor on August 22nd, 2001 to fill the vacancy in House District Thirty-eight, occasioned by the resignation of Gary F. Cox.

I FURTHER CERTIFY THAT Steve Mascaro was appointed by the Governor on January 8th, 2002 to fill the vacancy in House District Forty-seven, occasioned by the resignation of Bryan D. Holladay.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great
Seal of the State of Utah at Salt
Lake City, this Twenty-first
Day of January, 2002.

OLENE S. WALKER,
Lieutenant Governor

Communication filed.

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Roll call showed all members present.

On motion of Representative Garn, the House voted to continue with the same organization for the 2002 Annual General Session as set up and constituted during the 2001 Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

On motion of Representative Ure, the House voted to print the prayer by Elder David B. Haight and the remarks of Speaker Martin R. Stephens upon the pages of the House Journal.

On motion of Representative Hatch, the House voted to adopt the same House Rules and Joint Rules for the Annual General Session of 2002 as adopted in the Annual General Session of 2001.

On motion of Representative Becker, the House authorized the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. Speaker Stephens appointed Representatives Bowman, D. Clark, and Eric Hutchings.

On motion of Representative Arent, the House authorized the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the

Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. Speaker Stephens appointed Representatives Saunders, Philpot, and Moss.

Speaker Stephens recognized Senators M. Peterson, Gladwell, and Jenkins for the purpose of notifying the House that the Senate was organized and ready to do business.

Representative Bowman reported that his committee had waited upon the Senate and they were organized and ready to do business.

Representative Saunders reports that the Joint Committee has waited upon the Governor. The Governor will address the Legislature on January 28, 2002 at 6:30 p.m.

On motion of Representative Curtis, the House voted to allow legislators the opportunity to sign any prefiled bills, if permission is granted by the Chief Sponsor of the Legislation.

On motion of Representative Garn, and as provided by the Utah Constitution, the House voted to suspend the requirement that every bill be read by title three separate times in the House of Representatives. Further, that this suspension apply to all bills and resolutions introduced during this legislative session, except that a majority of the House may direct the reading of the long title, short title, or both of any House or Senate bill or resolution.

INTRODUCTION OF BILLS

MOTORBOAT DRIVER LICENSING AND BOATING UNDER THE INFLUENCE PROVISIONS

H.B. 4

Loraine T. Pace

THIS ACT MODIFIES THE MOTOR VEHICLE CODE, THE PUBLIC SAFETY CODE, AND THE WATER AND IRRIGATION CODE. THIS ACT PROVIDES FOR DRIVER LICENSING REQUIREMENTS FOR DRIVING A MOTORBOAT, INCLUDING DRIVER LICENSING SANCTIONS FOR BOATING OFFENSES. THIS ACT COMBINES DRIVING UNDER THE INFLUENCE PROVISIONS WITH BOATING UNDER THE INFLUENCE PROVISIONS. THIS ACT ESTABLISHES CERTAIN MOVING BOATING VIOLATIONS AND ALLOWS CERTAIN BOAT LIVERIES TO ISSUE TEMPORARY BOATING LICENSES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SCHOOL UNIFORM AMENDMENTS**H.B. 5***Karen W. Morgan*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING A STUDENT'S ABILITY TO OPT OUT OF PARTICIPATING IN THE SCHOOL UNIFORM PROGRAM AFTER AN ELECTION HAS TAKEN PLACE UNLESS A PRINCIPAL FINDS EXTENUATING CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

PUBLIC SAFETY BUREAU NAME CHANGE**H.B. 6***DeMar Bud Bowman*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY CHANGING THE TITLE OF THE CRIMINAL INVESTIGATIONS BUREAU TO "STATE BUREAU OF INVESTIGATION" TO MORE ACCURATELY REFLECT THE PURPOSE OF THIS BUREAU. THE ACT ALSO AMENDS REFERENCES TO THIS BUREAU IN OTHER AREAS OF THE CODE, read the first time by short title and referred to the Rules Committee.

NET METERING OF ELECTRICITY**H.B. 7***Gordon E. Snow*

THIS ACT MODIFIES PROVISIONS RELATING TO PUBLIC UTILITIES BY ENACTING PROVISIONS RELATING TO NET METERING. THIS ACT REQUIRES ELECTRICAL CORPORATIONS TO MAKE A NET METERING PROGRAM AVAILABLE TO CUSTOMERS BY WHICH CUSTOMERS MAY ESTABLISH AN INVERTER CONTROLLED CUSTOMER GENERATION SYSTEM TO PRODUCE ELECTRICITY FOR THEIR OWN USE AND TO SUPPLY EXCESS ELECTRICITY TO THE ELECTRICAL CORPORATION. THE ACT REQUIRES THE ELECTRICAL CORPORATION TO OFFSET CHARGES FOR ELECTRICITY BY THE AMOUNT OF ELECTRICITY SUPPLIED BY A CUSTOMER FROM A CUSTOMER GENERATION SYSTEM AND REQUIRES THE ELECTRICAL CORPORATION TO GIVE THE CUSTOMER A CREDIT FOR ELECTRICITY GENERATED BY THE CUSTOMER THAT EXCEEDS THE AMOUNT SUPPLIED BY THE ELECTRICAL CORPORATION. THE ACT REQUIRES THE CUSTOMER TO MEET CERTAIN SAFETY AND OTHER REQUIREMENTS WITH RESPECT TO A CUSTOMER GENERATION SYSTEM. THE ACT PROHIBITS THE ELECTRICAL CORPORATION FROM IMPOSING ADDITIONAL

CHARGES OR FEES TO CUSTOMERS PARTICIPATING IN A NET METERING PROGRAM UNLESS AUTHORIZED, read the first time by short title and referred to the Rules Committee.

**REPEAL OF LOCAL GOVERNMENT INFORMATION
TECHNOLOGY REVIEW COMMITTEE**

H.B. 8

Neal B. Hendrickson

THIS ACT MODIFIES THE UTAH ADMINISTRATIVE SERVICES CODE BY ELIMINATING REQUIREMENTS TO ESTABLISH A LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE, read the first time by short title and referred to the Rules Committee.

REPEAL OF MEDICAL EXAMINER COMMITTEE

H.B. 9

Neil A. Hansen

THIS ACT MODIFIES THE UTAH HEALTH CODE BY REPEALING THE MEDICAL EXAMINER COMMITTEE. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

REPEAL OF INVESTMENT ADVISORY COMMITTEE

H.B. 10

Bradley A. Winn

THIS ACT MODIFIES THE PUBLIC FUNDS AND ACCOUNTS TITLE BY ELIMINATING THE INVESTMENT ADVISORY COMMITTEE, read the first time by short title and referred to the Rules Committee.

**REPEAL OF UTAH OCCUPATIONAL SAFETY
AND HEALTH ADVISORY COUNCIL**

H.B. 11

Don E. Bush

THIS ACT MODIFIES THE UTAH LABOR CODE BY REPEALING THE UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL, read the first time by short title and referred to the Rules Committee.

USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS

H.B. 12

Karen W. Morgan

THIS ACT MODIFIES THE DISTRIBUTION OF TOBACCO SETTLEMENT FUNDS. THIS ACT MAKES AMENDMENTS NECESSARY

TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT APPROPRIATES 50% OF THE ANNUAL INTEREST AND DIVIDENDS EARNED BY THE PERMANENT STATE TRUST FUND FOR TOBACCO SETTLEMENT MONIES TO THE DEPARTMENT OF HEALTH FOR ALCOHOL, TOBACCO, AND OTHER DRUG PREVENTION, REDUCTION, CESSATION, AND CONTROL PROGRAMS. THIS ACT PROVIDES AN EFFECTIVE DATE AND RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE

H.B. 13

DeMar Bud Bowman

THIS ACT MODIFIES THE PERSONNEL MANAGEMENT ACT BY REPEALING THE HUMAN RESOURCE ADVISORY COMMITTEE, read the first time by short title and referred to the Rules Committee.

REPEAL OF STATE ADVISORY PLANNING COMMITTEE

H.B. 14

Peggy Wallace

THIS ACT MODIFIES THE STATE AFFAIRS IN GENERAL TITLE BY REPEALING THE STATE ADVISORY PLANNING COMMITTEE, read the first time by short title and referred to the Rules Committee.

**REPEAL OF ENVIRONMENTAL
QUALITY COORDINATING COMMITTEE**

H.B. 15

Ron Bigelow

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE BY REPEALING THE ENVIRONMENTAL QUALITY COORDINATING COMMITTEE, read the first time by short title and referred to the Rules Committee.

BLOOD AND BREATH ALCOHOL TESTING

H.B. 16

Paul Ray

THIS ACT MODIFIES PROVISIONS OF THE MOTOR VEHICLE CODE AND THE CRIMINAL CODE RELATING TO TESTING OF BLOOD OR BREATH ALCOHOL LEVELS IN DRIVING UNDER THE INFLUENCE CASES, AUTOMOBILE HOMICIDE CASES, FLYING UNDER THE INFLUENCE CASE, AND BOATING UNDER THE INFLUENCE CASES, read the first time by short title and referred to the Rules Committee.

MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES**H.B. 17***A. Lamont Tyler*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING DRIVING UNDER THE INFLUENCE (DUI) PRIOR CONVICTION DEFINITION TO INCLUDE DRIVING WITH DRUGS OR A COMBINATION OF BOTH IN THE BODY. THE ACT INCLUDES ORIGINAL DUI RELATED OFFENSES THAT ARE REDUCED BY THE COURT AS PRIOR CONVICTIONS IN SUBSEQUENT DUI CASES AND IN DRIVER LICENSE SUSPENSIONS, read the first time by short title and referred to the Rules Committee.

COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES**H.B. 18***A. Lamont Tyler*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE. THE ACT REQUIRES STATE COURTS TO COLLECT AND MAINTAIN DATA TO IMPLEMENT DUI AND RECKLESS DRIVING LAWS. THE ACT REQUIRES THE ADMINISTRATIVE OFFICE OF THE COURTS TO MAKE A REPORT TO THE JUDICIARY AND TRANSPORTATION INTERIM COMMITTEES, read the first time by short title and referred to the Rules Committee.

ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS**H.B. 19***Craig W. Buttars*

THIS ACT MODIFIES TAX CODE PROVISIONS GOVERNING REQUIREMENTS FOR THE ELECTION CAMPAIGN FUND AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

**PROHIBITING RESIDENTIAL
LOTS FROM CROSSING COUNTY LINES****H.B. 20***David L. Hogue*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND THE COUNTY CODE TO PROHIBIT RESIDENTIAL LOTS UNDER ONE ACRE IN SIZE FROM CROSSING COUNTY BOUNDARY LINES. THE ACT ALSO PROHIBITS THE DIVISION OF A RESIDENCE BY A COUNTY LINE. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**ELECTRONIC GOVERNMENT SERVICES AMENDMENTS -
AGRICULTURE**

H.B. 21

Richard M. Siddoway

THIS ACT MODIFIES PROVISIONS OF THE UTAH AGRICULTURAL CODE TO FACILITATE THE MAKING OF CERTAIN COMMUNICATIONS OR THE TAKING OF CERTAIN ACTION ELECTRONICALLY. THIS ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**ELECTRONIC GOVERNMENT SERVICES AMENDMENTS -
TRANSPORTATION**

H.B. 22

Richard M. Siddoway

THIS ACT MODIFIES PROVISIONS OF THE TRANSPORTATION CODE TO FACILITATE THE PROVIDING OF CERTAIN NOTICE ELECTRONICALLY, read the first time by short title and referred to the Rules Committee.

MORTGAGE PRACTICES ACT REVISIONS

H.B. 23

Gerry A. Adair

THIS ACT AMENDS THE UTAH RESIDENTIAL MORTGAGE PRACTICES ACT. THE ACT ADDS DEFINITIONS AND REPLACES CERTAIN TERMS. THE ACT CLARIFIES THE DIVISION'S RULEMAKING AUTHORITY. THE ACT DELETES EXPIRED PROVISIONS AND SIMPLIFIES CERTAIN OTHERS. THE ACT CLARIFIES STANDARDS FOR REINSTATEMENT OF THE REGISTRATION OF AN INDIVIDUAL OR ENTITY WHOSE REGISTRATION HAS BEEN REVOKED. THE ACT MAKES IT DISCRETIONARY FOR THE DIRECTOR TO FILE SUIT AGAINST VIOLATORS WHO DO NOT SEEK AN ADJUDICATIVE HEARING OR AGAINST WHOM A PERMANENT CEASE AND DESIST ORDER HAS BEEN ISSUED IN AGENCY ACTION, read the first time by short title and referred to the Rules Committee.

REVISIONS TO REDEVELOPMENT AGENCY LAWS

H.B. 24

Wayne A. Harper

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT BY MAKING MINOR CHANGES AND TECHNICAL CORRECTIONS

THROUGHOUT THE ACT. THE ACT RESOLVES INTERNAL INCONSISTENCIES AND MAKES RELATED CHANGES WITHIN THE REDEVELOPMENT AGENCIES CODE RELATING TO PLAN HEARINGS, SURVEY AREAS, OWNER PARTICIPATION, RELOCATION PLAN REQUIREMENTS, TIME LIMITS FOR USE OF TAX INCREMENT, BENEFIT ANALYSIS, AND PUBLICATION REQUIREMENTS. THE ACT AMENDS THE REQUIREMENTS FOR BLIGHT FINDINGS WHEN EXPANDING A REDEVELOPMENT PROJECT, read the first time by short title and referred to the Rules Committee.

ADULT PROTECTIVE SERVICES AMENDMENTS

H.B. 25

Patricia W. Jones

THIS ACT REPEALS AND REENACTS PART 3, ABUSE, NEGLECT, OR EXPLOITATION OF DISABLED ADULT, OF THE HUMAN SERVICES CODE. THE ACT ALSO AMENDS THE UTAH CRIMINAL CODE. THE ACT REVISES AND CLARIFIES THE DEFINITION OF CERTAIN TERMS AND ADDS DEFINITIONS FOR CERTAIN OTHER TERMS. THE ACT SETS FORTH THE PURPOSES, POWERS, AND DUTIES OF ADULT PROTECTIVE SERVICES. THE ACT MODIFIES THE MANDATORY REPORTING LAW AND ADDS PENALTIES FOR OBSTRUCTING INVESTIGATIONS AND FOR THREATENING OR INTIMIDATING REPORTERS, VICTIMS, OR WITNESSES. THE ACT CLARIFIES WHO MAY HAVE ACCESS TO REPORTS AND INFORMATION IN THE POSSESSION OF ADULT PROTECTIVE SERVICES. THE ACT PROVIDES NOTIFICATION AND DUE PROCESS FOR A PERSON IDENTIFIED AS A PERPETRATOR IN A "SUBSTANTIATED" CASE OF ABUSE, NEGLECT, OR EXPLOITATION, FOR EMPLOYMENT AND LICENSING PURPOSES. THE ACT PROVIDES THAT A VULNERABLE ADULT VICTIM OF ABUSE, NEGLECT, OR EXPLOITATION HAS A PRIVATE RIGHT OF ACTION AGAINST THE PERPETRATOR AND MAY ALSO MAY RECOVER ATTORNEYS FEES AND COSTS FROM THE PERPETRATOR. IF EXPLOITATION OCCURRED AT A TIME WHEN THE VULNERABLE ADULT WAS AN INCAPACITATED PERSON, OR AS THE RESULT OF THE MISUSE OF A FIDUCIARY POWER, THE ACT PROVIDES THAT THE PERPETRATOR IS LIABLE FOR \$1,000 OR ACTUAL TREBLE DAMAGES, WHICHEVER IS GREATER. THE ACT CLARIFIES PROVISIONS REGARDING VARIOUS PETITIONS THAT CAN BE FILED IN DISTRICT COURT BY ADULT PROTECTIVE SERVICES IN BEHALF OF VULNERABLE ADULTS. THE ACT CLARIFIES THAT INFORMATION AND RECORDS RELATING TO INVESTIGATIONS BY ADULT PROTECTIVE SERVICES ARE PROTECTED RECORDS UNDER TITLE 63,

CHAPTER 2, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, read the first time by short title and referred to the Rules Committee.

TECHNICAL CORRECTIONS TO COUNTY CODE

H.B. 26 *David N. Cox*

THIS ACT MODIFIES THE COUNTY CODE BY MAKING A TECHNICAL CORRECTION RELATING TO INVESTIGATIONS BY THE COUNTY LEGISLATIVE BODY, read the first time by short title and referred to the Rules Committee.

TECHNICAL CORRECTIONS TO MUNICIPAL CODE

H.B. 27 *David N. Cox*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY MAKING A TECHNICAL CORRECTION RELATING TO CAPITAL BUDGETS, read the first time by short title and referred to the Rules Committee.

**IMMUNITY FROM LIABILITY
IN CHILD WELFARE INVESTIGATIONS**

H.B. 28 *Wayne A. Harper*

THIS ACT AMENDS THE HUMAN SERVICES CODE. THE ACT PROVIDES THAT THERE IS NO IMMUNITY TO GOVERNMENTAL EMPLOYEE CHILD WELFARE WORKERS WHO ACT OR FAIL TO ACT THROUGH FRAUD OR MALICE OR WHO COMMIT PERJURY, read the first time by short title and referred to the Rules Committee.

CHILD RESTRAINT VIOLATIONS

H.B. 29 *Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AMEND A SAFETY BELT VIOLATION PROVISION REGARDING PROOF OF ACQUISITION OF A CHILD RESTRAINT DEVICE, read the first time by short title and referred to the Rules Committee.

MASTER STATE HIGHWAY AMENDMENTS

H.B. 30 *Joseph G. Murray*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING CERTAIN STATE HIGHWAY ROUTES, read the first time by short title and referred to the Rules Committee.

LICENSE PLATE REQUIREMENTS**H.B. 31***Brad King*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO ELIMINATE THE COUNTY DESIGNATION DECAL FROM LICENSE PLATES, read the first time by short title and referred to the Rules Committee.

OVERSEAS AND MILITARY VOTERS AMENDMENTS**H.B. 32***Don E. Bush*

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE GOVERNING MILITARY AND OVERSEAS VOTERS BY MODIFYING MAILING REQUIREMENTS FOR OVERSEAS AND MILITARY BALLOTS. THIS ACT MAKES TECHNICAL CORRECTIONS., read the first time by short title and referred to the Rules Committee.

CERTIFICATION AND TESTING OF VOTING EQUIPMENT**H.B. 33***Craig W. Buttars*

THIS ACT MODIFIES THE ELECTION CODE BY REQUIRING ELECTION OFFICERS TO ENSURE THAT VOTING EQUIPMENT MEETS CERTAIN STANDARDS, read the first time by short title and referred to the Rules Committee.

TOURISM AMENDMENTS**H.B. 34***Sheryl L. Allen*

THIS ACT MODIFIES PROVISIONS RELATING TO TOURISM. THE ACT REQUIRES THE DIVISION OF TRAVEL DEVELOPMENT TO PROVIDE THE LEGISLATURE WITH A REPORT ON COORDINATED TOURIST PROMOTION ACTIVITIES AND TO DEVELOP A MECHANISM TO MEASURE THE ECONOMIC IMPACT OF TOURISM PROMOTION EXPENDITURES. THE ACT PROVIDES FOR AN INDEPENDENT ANNUAL AUDIT OF TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES TAX FUNDS AND A REPORT OF THE FINDINGS TO BE MADE TO THE LEGISLATURE. THE ACT MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

EXPUNGEMENT OF JUVENILE RECORDS**H.B. 35***Scott Daniels*

THIS ACT MODIFIES THE JUVENILE COURT ACT BY CLARIFYING THE STEPS NECESSARY TO EXPUNGE A RECORD IN THE JUVENILE

COURT. IT REQUIRES THAT THE PETITIONER BE OVER 18 YEARS OF AGE, HAVE COMPLETED ALL COURT REQUIREMENTS, AND NOT HAVE AN ADULT CRIMINAL RECORD. THE STATUTE IS FURTHER MODIFIED BY REQUIRING NOTIFICATION OF VICTIMS AND ALLOWING FOR EXPUNGEMENT OF NONJUDICIAL CLOSURES, read the first time by short title and referred to the Rules Committee.

CHILD CARE AMENDMENTS

H.B. 36

Richard M. Siddoway

THIS ACT MODIFIES PROVISIONS RELATED TO CHILD CARE IN UTAH. THE ACT MODIFIES DEFINITIONS RELATED TO PROVIDING CHILD CARE SERVICES. IT EXPANDS AND CLARIFIES THE FUNCTIONS AND DUTIES OF THE OFFICE OF CHILD CARE AND REQUIRES AN ANNUAL REPORT BY THE OFFICE ON THE STATUS OF CHILD CARE IN THE STATE. THE ACT EXPANDS THE MEMBERSHIP OF THE CHILD CARE ADVISORY COMMITTEE AND PROVIDES SPECIFIC RESPONSIBILITIES FOR THE COMMITTEE. THE ACT CLARIFIES THE ROLES AND RELATIONSHIPS OF INDIVIDUALS AND ENTITIES WHO HAVE STATUTORY RESPONSIBILITIES RELATED TO THE CHILD CARE EXPENDABLE TRUST FUND, read the first time by short title and referred to the Rules Committee.

PARENT-TIME AMENDMENTS

H.B. 37

James A. Ferrin

THIS ACT MODIFIES PROVISIONS RELATING TO DIVORCE AND PARENT-TIME. IT PROHIBITS COURTS FROM CONSIDERING GENDER WHEN DETERMINING CUSTODY IN A DIVORCE AND SPECIFIES CONSIDERATIONS FOR THE COURT IN DETERMINING PARENT-TIME. IN ADDITION, THIS ACT REVISES THE PARENT-TIME SANCTIONS FOUND IN THE JUDICIAL CODE, read the first time by short title and referred to the Rules Committee.

REPEAL OF HEALTH BENEFIT PLAN COMMITTEE

H.B. 38

Don E. Bush

THIS ACT MODIFIES THE INSURANCE CODE BY REPEALING THE HEALTH BENEFIT PLAN COMMITTEE, read the first time by short title and referred to the Rules Committee.

STATUTE OF LIMITATIONS AMENDMENTS**H.B. 39***Katherine M. Bryson*

THIS ACT MODIFIES THE CRIMINAL CODE BY SPECIFYING ADDITIONAL CRIMES THAT ARE NOT SUBJECT TO STATUTES OF LIMITATIONS FOR PROSECUTION. THE ACT ALSO AMENDS THE CRIMINAL CODE TO CLARIFY THAT THE DEFENDANT'S ACTIVE CONCEALMENT OF A CRIME TOLLS THE STATUTE OF LIMITATIONS, read the first time by short title and referred to the Rules Committee.

PUBLIC SAFETY - DIVISION NAME CHANGE**H.B. 40***DeMar Bud Bowman*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE AND PROVISIONS OF THE CODE RELATED TO DISASTER RESPONSE AND RECOVERY AND RESOURCE DEVELOPMENT BY CHANGING THE TITLE OF THE COMPREHENSIVE EMERGENCY MANAGEMENT ACT TO THE EMERGENCY SERVICES AND HOMELAND SECURITY ACT, AND RENAMING THE DIVISION CREATED BY THE ACT AS THE DIVISION OF EMERGENCY SERVICES AND HOMELAND SECURITY. THE ACT ALSO MAKES RELATED AMENDMENTS THROUGHOUT THE CODE TO REFLECT THIS CHANGE, read the first time by short title and referred to the Rules Committee.

**UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE
COORDINATING COUNCIL AMENDMENTS****H.B. 41***Neal B. Hendrickson*

THIS ACT MODIFIES STATE AFFAIRS IN GENERAL BY ELIMINATING CERTAIN COMMITTEES OF THE UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL AND MODIFYING PROVISIONS GOVERNING THE COUNCIL, read the first time by short title and referred to the Rules Committee.

FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY**H.B. 42***A. Lamont Tyler*

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT TO ALLOW A PUBLIC WATER SYSTEM TO SUPPLY FLUORIDATED WATER TO A COUNTY OR MUNICIPALITY THAT HAS NOT APPROVED

FLUORIDATION UNDER EMERGENCY CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

ACCESS TO FLUORIDATED WATER

H.B. 43

David L. Hogue

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT TO ALLOW A FLUORIDATED WATER SYSTEM TO SUPPLY WATER TO A RESIDENT IN AN ADJACENT MUNICIPALITY OR COUNTY WHICH HAS NOT APPROVED FLUORIDATION UPON THE REQUEST OF A RESIDENT, read the first time by short title and referred to the Rules Committee.

TRUSTEES OF TRUST DEEDS AMENDMENTS

H.B. 44

David Clark

THIS ACT MODIFIES QUALIFICATIONS OF TRUSTEES OF TRUST DEEDS, OF TRUSTEES' USE OF STAFF OR OTHERS, AND OBLIGATIONS OF A TRUSTEE TO PROVIDE NOTICE, read the first time by short title and referred to the Rules Committee.

PRISONER ESCAPE AMENDMENT

H.B. 45

Karen W. Morgan

THIS ACT MODIFIES THE CRIMINAL CODE TO CLARIFY THAT THE CRIMINAL OFFENSE OF A PRISONER LEAVING OFFICIAL CUSTODY WITHOUT AUTHORIZATION INCLUDES THOSE SITUATIONS WHERE A PRISONER OBTAINS AUTHORIZATION BY MEANS OF FRAUD OR DECEIT, read the first time by short title and referred to the Rules Committee.

ANNUAL REPORTS GIVEN TO THE LEGISLATURE

H.B. 46

Marda Dillree

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION AND STATE SYSTEM OF HIGHER EDUCATION BY ELIMINATING OR AMENDING REQUIREMENTS TO SUBMIT REPORTS TO THE LEGISLATURE. THIS ACT ELIMINATES OR REDUCES THE NUMBER OF REPORTS THE STATE BOARD OF EDUCATION IS REQUIRED TO MAKE ON A RECIDIVISM REDUCTION PLAN, STATEWIDE TESTING TIMELINES, READING ACHIEVEMENT, KINDERGARTEN ASSESSMENTS, A READING SPECIALIST

SCHOLARSHIP PROGRAM, TEXTBOOK NEEDS AND SPENDING, AND HIGHLY IMPACTED SCHOOLS. THIS ACT ELIMINATES REPORTING OF VOLUNTEER HOURS IN THE SCHOOL PERFORMANCE REPORT. THIS ACT SETS A DATE FOR REPORTS FROM THE JOB ENHANCEMENT COMMITTEE AND FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER COUNCIL. THIS ACT REMOVES THE EDUCATION INTERIM COMMITTEE FROM THE LIST OF RECIPIENTS OF REPORTS FROM THE DISABILITY DETERMINATION SERVICES ADVISORY COUNCIL AND BOARD OF DIRECTORS OF THE UTAH EDUCATIONAL SAVINGS PLAN TRUST. THIS ACT CONSOLIDATES REPORTS OF THE TECHNOLOGY INITIATIVE ADVISORY BOARD AND BOARD OF REGENTS RELATING TO THE ENGINEERING AND COMPUTER SCIENCE INITIATIVE. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

**REPEAL OF SUNSET DATES ON OFFICE OF COURT
ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION**

H.B. 47

Glenn L. Way

THIS ACT MODIFIES THE SUNSET ACT, ELIMINATING THE SUNSET DATES ON THE OFFICE OF COURT ADMINISTRATOR AND THE ALTERNATIVE DISPUTE RESOLUTION ACT, read the first time by short title and referred to the Rules Committee.

LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS

H.B. 48

Paul Ray

THIS ACT MODIFIES PROVISIONS RELATED TO SPECIAL DISTRICTS. THE ACT EXPANDS THE DUTIES OF LOCAL SUBSTANCE ABUSE AUTHORITIES TO INCLUDE SERVICES TO PEOPLE CONVICTED OF DRIVING UNDER THE INFLUENCE AND AUTHORIZES THE USE OF PROCEEDS FROM DUI PENALTIES TO FUND THOSE SERVICES. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

MUNICIPAL PLAN FOR MODERATE INCOME HOUSING

H.B. 49

Paul Ray

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY AMENDING THE REQUIREMENTS FOR MUNICIPALITIES TO PLAN FOR MODERATE INCOME HOUSING. THE ACT REDEFINES THE CONTENTS AND

PROCESS OF DEVELOPING A MODERATE INCOME HOUSING PLAN. THE ACT LIMITS THE SCOPE OF THE MODERATE INCOME HOUSING PLANNING REQUIREMENT TO CITIES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX PERSONAL RETIREMENT
EXEMPTION AND DEDUCTION FOR RETIREMENT
INCOME - ELIMINATING MARRIAGE TAX PENALTIES**

H.B. 50

Wayne A. Harper

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT TO MODIFY THE ADJUSTED GROSS INCOME AMOUNTS AT WHICH THE SUBTRACTION FROM FEDERAL TAXABLE INCOME FOR RETIREMENT INCOME AND THE PERSONAL RETIREMENT EXEMPTION ARE REDUCED. THE ACT CLARIFIES THE SUBTRACTION FROM FEDERAL TAXABLE INCOME FOR RETIREMENT INCOME AND THE PERSONAL RETIREMENT EXEMPTION, AND MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX - TAXABILITY OF PARTS AND LABOR

H.B. 51

Wayne A. Harper

THIS ACT AMENDS THE SALES AND USE TAX ACT TO EXEMPT FROM SALES AND USE TAX SALES OF CERTAIN PARTS AND LABOR, AND MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

**HIGHER EDUCATION SAVINGS
INCENTIVE PROGRAM AMENDMENTS**

H.B. 52

Katherine M. Bryson

THIS ACT MODIFIES STATE SYSTEM OF HIGHER EDUCATION CODE AND REVENUE AND TAXATION CODE PROVISIONS RELATING TO HIGHER EDUCATION SAVINGS INCENTIVE PROGRAMS, INCLUDING REFUND PROVISIONS. THIS ACT ALSO REPEALS THE HIGHER EDUCATION SUPPLEMENTAL SAVINGS INCENTIVE PROGRAM, read the first time by short title and referred to the Rules Committee.

**TECHNICAL AMENDMENTS TO TOBACCO
SETTLEMENT TRUST FUND**

H.B. 53*Karen W. Morgan*

THIS ACT MAKES TECHNICAL AMENDMENTS TO THE DISTRIBUTION OF THE TOBACCO SETTLEMENT FUNDS NECESSARY TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT PROVIDES AN EFFECTIVE DATE AND HAS RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

TOBACCO AMENDMENTS

H.B. 54*Carl R. Saunders*

THIS ACT MODIFIES PROVISION RELATED TO TOBACCO. THE ACT REMOVES THE LIMITATION ON MONEY SPENT ENFORCING THE PROHIBITION OF TOBACCO SALES TO MINORS. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

UNDERAGE POSSESSION OF TOBACCO AMENDMENTS

H.B. 55*Carl R. Saunders*

THIS ACT MODIFIES THE UTAH CRIMINAL CODE BY INCREASING THE MINIMUM FINE FOR UNDERAGE POSSESSION OF TOBACCO AND MAKING PARTICIPATION IN A TOBACCO EDUCATION PROGRAM MANDATORY, read the first time by short title and referred to the Rules Committee.

GENETIC PRIVACY AND DISCRIMINATION

H.B. 56*Paul Ray*

THIS ACT MODIFIES PROVISIONS RELATED TO HEALTH. THE ACT DEFINES TERMS. THE ACT PROHIBITS EMPLOYERS FROM USING PRIVATE GENETIC INFORMATION FOR HIRING AND PROMOTION PURPOSES. THE ACT PLACES RESTRICTIONS ON HEALTH INSURERS' USE OF GENETIC INFORMATION WITH LIMITED EXCEPTIONS. THE ACT PROVIDES A PRIVATE RIGHT OF ACTION FOR VIOLATIONS AFTER JUNE 2003. THE ACT AUTHORIZES THE ATTORNEY GENERAL TO ENFORCE THE ACT. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

FORFEITED WATER RIGHT ALLOCATION**H.B. 57***Darin G. Peterson*

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE TO ALLOW A WATER COMPANY TO ALLOCATE WATER RIGHTS LOST BY FORFEITURE, read the first time by short title and referred to the Rules Committee.

WATER FORFEITURE AMENDMENTS**H.B. 58***Michael R. Styler*

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE TO AMEND PROVISIONS RELATING TO THE ABANDONMENT AND FORFEITURE OF WATER, read the first time by short title and referred to the Rules Committee.

MUNICIPAL TELEPHONE UTILITIES AMENDMENTS**H.B. 59***David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATING TO THE UNIVERSAL PUBLIC TELECOMMUNICATIONS SERVICE SUPPORT FUND TO ALLOW CERTAIN MUNICIPALITIES TO QUALIFY TO RECEIVE MONEY FROM THE FUND AND TO BE SUBJECT TO REQUIREMENTS IMPOSED ON THOSE RECEIVING MONEY FROM THE FUND. THE ACT ELIMINATES OBSOLETE LANGUAGE, MAKES TECHNICAL CHANGES, AND PROVIDES A REPEAL DATE, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX - STATE
EARNED INCOME TAX CREDIT****H.B. 60***Thomas V. Hatch*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO ALLOW A TAXPAYER HAVING A FEDERAL ADJUSTED GROSS INCOME OF \$25,000 OR LESS TO CLAIM FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, A NONREFUNDABLE STATE EARNED INCOME TAX CREDIT THAT IS EQUAL TO A CERTAIN PERCENTAGE OF THE FEDERAL EARNED INCOME TAX CREDIT. THE ACT DEFINES TERMS, REQUIRES THE STATE TAX COMMISSION TO MAKE TRANSFERS FROM THE GENERAL FUND TO THE UNIFORM SCHOOL

FUND EQUAL TO THE AMOUNT OF STATE EARNED INCOME TAX CREDIT CLAIMED, AND GRANTS RULEMAKING AUTHORITY TO THE STATE TAX COMMISSION, read the first time by short title and referred to the Rules Committee.

FUNDS CONSOLIDATION

H.B. 61

Jeff Alexander

THIS ACT REPEALS CERTAIN FUNDS ESTABLISHED IN STATUTE AND DIRECTS THE DIVISION OF FINANCE TO CLOSE OUT BALANCES IN THOSE AND OTHER FUNDS TO THE GENERAL FUND, read the first time by short title and referred to the Rules Committee.

LEGISLATIVE AREA OF STATE CAPITOL

H.B. 62

Martin R. Stephens

THIS ACT MAKES THE LEGISLATIVE MANAGEMENT COMMITTEE RESPONSIBLE FOR THE LEGISLATIVE AREA OF THE STATE CAPITOL. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS

H.B. 63

Afton B. Bradshaw

THIS ACT MODIFIES THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT TO PROVIDE THAT THE DIVISION HAS DIRECT ACCESS TO BUREAU OF CRIMINAL IDENTIFICATION RECORDS FOR THE PURPOSE OF SCREENING LICENSURE APPLICANTS' CRIMINAL BACKGROUND HISTORY AS REQUIRED IN SPECIFIED CHAPTERS. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONSUMER PROTECTION AMENDMENTS

H.B. 64

Afton B. Bradshaw

THIS ACT AMENDS THE COMMERCE AND TRADE CODE AND THE UTAH CRIMINAL CODE. THE ACT AMENDS THE DEFINITION OF "UNSOLICITED TELEPHONE CALL." THE ACT ADJUSTS THE BONDING REQUIREMENTS FOR THOSE MAKING TELEPHONE SOLICITATIONS. THE ACT AMENDS THE RIGHT OF RECISION OF A PERSON MAKING A

PURCHASE FROM A TELEPHONE SOLICITING BUSINESS. THE ACT AMENDS THE PROVISION FOR INVESTIGATIONS OF IDENTITY THEFT VIOLATIONS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

STATE PARK ACCESS HIGHWAYS AMENDMENTS

H.B. 65

DeMar Bud Bowman

THIS ACT MODIFIES THE TRANSPORTATION CODE TO AMEND STATE ACCESS HIGHWAYS TO FREMONT INDIAN STATE PARK AND TO IRON MISSION STATE PARK, read the first time by short title and referred to the Rules Committee.

JUDICIARY AMENDMENTS

H.B. 66

Patrice M. Arent

THIS ACT MODIFIES PROVISIONS RELATING TO THE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE AND THE JUDICIAL CODE. IT ADDS THE REQUIREMENT TO ADMINISTER FUNDS FOR EXTRADITIONS TO THE DUTIES OF THE COMMISSION AND ALLOWS THE STATE TO RECOUP EXPENSES FROM A PARENT OR LEGAL GUARDIAN FOR THE EXTRADITION OF A MINOR FROM ANOTHER STATE. IT ALSO REPEALS THE PENALTY PROVISION AGAINST JUDGES FOR WRONGFUL DENIAL OF WRIT OF HABEAS CORPUS, ALLOWS INTEREST ON TRUST FUNDS THAT ARE EARNED IN COURTS NOT OF RECORD TO GO TO THE COUNTY OR MUNICIPALITY, AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

PENALTY FOR DISTRACTED DRIVING

H.B. 67

Kory M. Holdaway

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO MAKE INATTENTIVE DRIVING AN INFRACTION WITH A FINE. THE ACT PROVIDES FOR SECONDARY ENFORCEMENT OF VIOLATIONS, AND PROVIDES EXCEPTIONS TO THE OFFENSE, read the first time by short title and referred to the Rules Committee.

SUBDIVISION OF AGRICULTURAL LAND

H.B. 68

Brent D. Parker

THIS ACT MODIFIES THE COUNTY CODE RELATING TO THE DEFINITION OF SUBDIVISION. THE ACT EXEMPTS THE DIVISION OR

PARTITION OF AGRICULTURAL LAND MEETING CERTAIN REQUIREMENTS FROM THE DEFINITION OF SUBDIVISION AND MAKES TECHNICAL CHANGES., read the first time by short title and referred to the Rules Committee.

**PAYMENT FOR BAILIFF AND OTHER
SERVICES IN COURTS OF RECORD**

H.B. 69

Jack A. Seitz

THIS ACT MODIFIES THE COUNTY CODE BY EXPANDING THE COURTS THAT ARE COVERED BY CONTRACTS BETWEEN THE STATE AND COURT ADMINISTRATOR AND COUNTY SHERIFFS PERTAINING TO THE COSTS OF PROVIDING BAILIFFS AND BUILDING SECURITY OFFICERS, read the first time by short title and referred to the Rules Committee.

POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR

H.B. 70

Neil A. Hansen

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT TO PROHIBIT CONTRIBUTIONS TO THE GOVERNOR DURING A LEGISLATIVE SESSION OR DURING THE TIME PERIOD ESTABLISHED FOR THE GOVERNOR TO APPROVE OR VETO BILLS PASSED BY THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

ELIMINATE STRAIGHT PARTY VOTING OPTION

H.B. 71

Trisha S. Beck

THIS ACT MODIFIES ELECTION CODE PROVISIONS BY ELIMINATING THE OPTION FOR VOTERS TO VOTE FOR ALL CANDIDATES FOR A SINGLE PARTY BY A SINGLE MARK OR PUNCH, read the first time by short title and referred to the Rules Committee.

PENALTY FOR MISUSE OF LAWFUL SUBSTANCES

H.B. 72

David L. Hogue

THIS ACT MODIFIES THE CRIMINAL CODE TO ESTABLISH THE OFFENSE AND PENALTY REGARDING ABUSE OF NITROUS OXIDE. THE ACT ALSO INCREASES THE PENALTY FOR ABUSE OF PSYCHOTOXIC CHEMICAL SOLVENTS, AND INCLUDES THE OFFENSE OF PROVIDING

THESE SOLVENTS FOR ILLEGAL PURPOSES, read the first time by short title and referred to the Rules Committee.

CAPITAL FELONY SENTENCING PROCEDURES

H.B. 73

Gordon E. Snow

THIS ACT MODIFIES THE CRIMINAL CODE TO PROVIDE PROCEDURES REGARDING DETERMINING IF SENTENCES FOR MORE THAN ONE CONVICTION ARE TO BE CONSECUTIVE OR CONCURRENT, WHEN ONE OF THE CONVICTIONS IS FOR LIFE WITH OR WITHOUT PAROLE, read the first time by short title and referred to the Rules Committee.

SAFETY INSPECTIONS REGARDING WINDOW TINTING

H.B. 74

DeMar Bud Bowman

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING THE TRANSPARENCY STANDARDS FOR MOTOR VEHICLE WINDSHIELDS AND WINDOWS BEHIND THE DRIVER, read the first time by short title and referred to the Rules Committee.

CEMETERY MAINTENANCE DISTRICT AMENDMENTS

H.B. 75

Eli H. Anderson

THIS ACT MODIFIES THE CEMETERIES CODE BY RENAMING THE MUNICIPAL CEMETERIES CHAPTER AND ADDING CEMETERY MAINTENANCE DISTRICTS TO THE SCOPE OF THE CHAPTER. THE ACT REPEALS THE CRIMINAL PENALTY PROVISIONS. THE ACT UPDATES THE LANGUAGE OF THE CHAPTER AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS

H.B. 76

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO PUBLIC SCHOOLS. THE ACT PROVIDES A PROCESS FOR CREATING NEW SCHOOL DISTRICTS. IT ALSO PROVIDES FOR THE TRANSFER OF PROPERTY TO AND THE ASSUMPTION OF INDEBTEDNESS BY THE NEW SCHOOL DISTRICT AND FOR THE ELECTION OF NEW SCHOOL BOARD MEMBERS. THE ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

CRIMINAL SENTENCING - MITIGATION AMENDMENTS**H.B. 77***David L. Hogue*

THIS ACT MODIFIES THE CRIMINAL CODE BY INCLUDING MENTAL RETARDATION AS A MITIGATING FACTOR TO BE CONSIDERED WHEN DETERMINING WHETHER THE DEATH PENALTY SHALL BE IMPOSED FOR A CAPITAL FELONY OFFENSE, read the first time by short title and referred to the Rules Committee.

GUN SHOW BACKGROUND CHECK**H.B. 78***Scott Daniels*

THIS ACT MODIFIES PROVISIONS RELATED TO CRIMINAL BACKGROUND CHECKS FOR FIREARM PURCHASES. THE ACT REQUIRES A BACKGROUND CHECK FOR A FIREARM PURCHASE FROM A GUN SHOW AND PROVIDES A CRIMINAL PENALTY, read the first time by short title and referred to the Rules Committee.

SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES**H.B. 79***Richard M. Siddoway*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE DISPLAY OF "IN GOD WE TRUST," THE MOTTO OF THE UNITED STATES, IN CERTAIN PUBLIC SCHOOL ROOMS, read the first time by short title and referred to the Rules Committee.

UNSOLICITED COMMERCIAL EMAIL**H.B. 80***Patrice M. Arent*

THIS ACT ENACTS PROVISIONS IMPOSING REQUIREMENTS ON PERSONS WHO SEND UNSOLICITED COMMERCIAL EMAIL. THE ACT PROVIDES FOR A CAUSE OF ACTION IN FAVOR OF THOSE WHO RECEIVE AN UNSOLICITED COMMERCIAL EMAIL THAT VIOLATES THOSE REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

YOUTH FISHING LICENSE AMENDMENTS**H.B. 81***Fred J. Fife*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW THE WILDLIFE BOARD TO ESTABLISH CRITERIA IN THEIR RULES AND

REGULATIONS ALLOWING YOUTHS UNDER 14 TO FISH WITHOUT A LICENSE IN CERTAIN SITUATIONS, read the first time by short title and referred to the Rules Committee.

**STORAGE OF CONCEALED FIREARMS
ON FACILITIES WITH SECURE AREAS**

H.B. 82

John E. Swallow

THIS ACT MODIFIES PROVISIONS RELATING TO CONCEALED FIREARMS. THE ACT REQUIRES AN ENTITY OPERATING A FACILITY WITH A SECURE AREA TO PROVIDE A FIREARMS STORAGE AREA FOR PERSONS WITH PERMITS TO CARRY CONCEALED FIREARMS. THE ACT PROVIDES FOR AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

IMPOUNDED LIVESTOCK - SALE BY COUNTY

H.B. 83

Thomas V. Hatch

THIS ACT MODIFIES THE AGRICULTURAL CODE TO AMEND THE TIME PERIOD WITHIN WHICH CERTAIN TRESPASSING ANIMALS MUST BE CLAIMED PRIOR TO THE SALE OF THAT ANIMAL AND TO PROVIDE FOR THE POSSESSION, SALE, AND DISPOSITION OF IMPOUNDED LIVESTOCK BY THE COUNTY, read the first time by short title and referred to the Rules Committee.

**PROPERTY TAX ASSESSMENTS -
EFFECT OF CONSERVATION EASEMENT**

H.B. 84

Ralph Becker

THIS ACT AMENDS THE PROPERTY TAX ACT TO REQUIRE A COUNTY ASSESSOR TO INCLUDE AS PART OF A PROPERTY TAX ASSESSMENT ANY EFFECTS A CONSERVATION EASEMENT MAY HAVE ON THE FAIR MARKET VALUE OF THE PROPERTY. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE

H.B. 85

Glenn L. Way

THIS ACT CREATES THE UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE. THE ACT PROVIDES FOR MEMBERSHIP OF THE TASK

FORCE AND COMPENSATION OF MEMBERS. THE ACT OUTLINES THE RESPONSIBILITIES AND DUTIES OF THE TASK FORCE. THE ACT PROVIDES FOR REPORTS TO VARIOUS LEGISLATIVE COMMITTEES. THE ACT APPROPRIATES \$29,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02. THE ACT PROVIDES FOR STAFFING OF THE TASK FORCE. THE ACT IS REPEALED NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS

H.B. 86

Patrice M. Arent

THIS ACT MODIFIES ELECTION CODE PROVISIONS GOVERNING PUBLICATION REQUIREMENTS FOR CONSTITUTIONAL AMENDMENTS SUBMITTED TO VOTERS, read the first time by short title and referred to the Rules Committee.

UNMARKED VEHICLE AMENDMENTS

H.B. 87

DeMar Bud Bowman

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AMEND WHEN UNMARKED VEHICLES MAY BE USED IN AN ORGANIZED HIGHWAY PATROL OPERATION TO ENFORCE TRAFFIC LAWS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX - AGRICULTURAL EXEMPTION

H.B. 88

Eli H. Anderson

THIS ACT AMENDS THE SALES AND USE TAX ACT TO EXEMPT FROM SALES AND USE TAXES CERTAIN PARTS OR SERVICES RELATING TO THE EXEMPTION FOR CERTAIN SALES OF TANGIBLE PERSONAL PROPERTY USED OR CONSUMED PRIMARILY AND DIRECTLY IN FARMING OPERATIONS, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

BAN ON GIFTS

H.B. 89

Ralph Becker

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT. THIS ACT DEFINES GIFTS AND PROHIBITS

LEGISLATORS FROM RECEIVING GIFTS AND REPEALS THE EXISTING SECTION GOVERNING GIFTS. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

TRUTH IN ADVERTISING AMENDMENTS

H.B. 90

Scott Daniels

THIS ACT MODIFIES THE TRUTH IN ADVERTISING PROVISIONS OF THE COMMERCE AND TRADE CODE. THE ACT ELIMINATES THE REQUIREMENT THAT A PERSON GIVE NOTICE AND AN OPPORTUNITY TO A PROSPECTIVE DEFENDANT TO PROMULGATE A CORRECTIVE ADVERTISEMENT BEFORE FILING A LAWSUIT FOR ACTUAL DAMAGES. THE ACT REQUIRES THAT NOTICE AND AN OPPORTUNITY TO PROMULGATE A CORRECTIVE ADVERTISEMENT BE GIVEN BEFORE A PERSON FILES A LAWSUIT TO RECOVER THE STATUTORY DAMAGE AMOUNT. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS

H.B. 91

Gordon E. Snow

THIS ACT AMENDS THE MINERAL PRODUCTION TAX WITHHOLDING ACT TO PROVIDE THAT CERTAIN ORGANIZATIONS EXEMPT FROM STATE CORPORATE FRANCHISE OR INCOME TAXES ARE EXEMPT FROM MINERAL PRODUCTION TAX WITHHOLDING, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SEAT BELT REQUIREMENTS

H.B. 92

Carol Spackman Moss

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING AN EXCEPTION TO SEAT BELT LAWS, read the first time by short title and referred to the Rules Committee.

MUNICIPAL ANNEXATION AMENDMENTS

H.B. 93

Darin G. Peterson

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY AMENDING THE TIME IN WHICH A MUNICIPALITY MUST ACT ON AN

ANNEXATION PETITION, read the first time by short title and referred to the Rules Committee.

SPECIAL FUEL TAX AMENDMENTS

H.B. 94

Ben C. Ferry

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY AMENDING REPORTING AND SPECIAL FUEL USER PERMIT REQUIREMENTS FOR CERTAIN USERS OF SPECIAL FUEL. THIS ACT EXEMPTS A USER OF SPECIAL FUEL FROM REPORTING REQUIREMENTS IF THE TAX HAS ALREADY BEEN PAID AND OR THE TAX IS PAID UNDER THE INTERSTATE FUEL TAX AGREEMENT. THIS ACT TAKES EFFECT JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

PROPERTY TAXES - NOTICE OF DELINQUENCY

H.B. 95

Marda Dillree

THIS ACT MODIFIES THE PROPERTY TAX ACT TO CHANGE THE REQUIREMENTS FOR A COUNTY TO PROVIDE A NOTICE OF DELINQUENCY IN THE PAYMENT OF PROPERTY TAXES, AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

LICENSURE OF GEOLOGISTS

H.B. 96

Ralph Becker

THIS ACT MODIFIES THE OCCUPATIONS AND PROFESSIONS CODE BY ENACTING THE PROFESSIONAL GEOLOGIST LICENSING ACT. THE ACT REQUIRES THE LICENSURE OF INDIVIDUALS PRACTICING GEOLOGY BEFORE THE PUBLIC AND DEFINES THE PRACTICE OF GEOLOGY BEFORE THE PUBLIC. THE ACT CREATES THE PROFESSIONAL GEOLOGIST LICENSING BOARD AND SETS FORTH ITS MEMBERSHIP AND DUTIES. THE ACT SETS FORTH THE QUALIFICATIONS FOR LICENSURE. THE ACT DEFINES UNLAWFUL AND UNPROFESSIONAL CONDUCT. THE ACT CREATES AN EDUCATION AND ENFORCEMENT FUND AND PROVIDES FOR CITATION AUTHORITY AND ADMINISTRATIVE PENALTIES. THE ACT PROVIDES FOR EXEMPTIONS FROM LICENSURE. THE ACT PROVIDES FOR THE USE OF SEALS BY PROFESSIONAL GEOLOGISTS AND DELINEATES THE CIRCUMSTANCES UNDER WHICH THEY ARE TO BE USED, read the first time by short title and referred to the Rules Committee.

**RETIREMENT COST-OF-LIVING
ADJUSTMENT FOR PUBLIC SAFETY**

H.B. 97

Paul Ray

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT TO INCREASE THE COST-OF-LIVING ALLOWANCE FORMEMBERS OF THE PUBLIC SAFETY RETIREMENT SYSTEMS. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO WHISTLE BLOWERS STATUTE

H.B. 98

Neil A. Hansen

THIS ACT MODIFIES THE UTAH PROTECTION OF PUBLIC EMPLOYEES ACT BY REMOVING THE REQUIREMENT THAT THE EMPLOYEE ESTABLISH THAT THE ADVERSE ACTION BY AN EMPLOYER WAS TAKEN BECAUSE OF THE PROTECTED CONDUCT OF THE EMPLOYEE AND CREATING AN AFFIRMATIVE DEFENSE FOR THE EMPLOYER TO ESTABLISH THAT THE ADVERSE ACTION AGAINST THE EMPLOYEE WAS THE RESULT OF SEPARATE CONDUCT BY THE EMPLOYEE, read the first time by short title and referred to the Rules Committee.

CONSECUTIVE SENTENCING

H.B. 99

Ty McCartney

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING SENTENCING BY PROVIDING THAT SENTENCES FOR MULTIPLE FELONIES INVOLVING SEPARATE VICTIMS SHALL BE SERVED CONSECUTIVELY UNLESS THE JUDGE STATES FOR THE RECORD THAT CONSECUTIVE SENTENCES ARE INAPPROPRIATE, read the first time by short title and referred to the Rules Committee.

CRIMINAL CODE DEFINITION AMENDMENT

H.B. 100

Gerry A. Adair

THIS ACT MODIFIES THE CRIMINAL CODE PROVISIONS REGARDING COMMERCIAL TERRORISM BY AMENDING A DEFINITION IN RESPONSE TO A FEDERAL COURT RULING, read the first time by short title and referred to the Rules Committee.

RACIAL PROFILING**H.B. 101***Duane E. Bourdeaux*

THIS ACT MODIFIES THE UNIFORM DRIVER LICENSE ACT AND RELATED PROVISIONS REGARDING TRAFFIC LAW ENFORCEMENT. THE ACT REQUIRES RACE INFORMATION TO BE PROVIDED ON THE DRIVER LICENSE APPLICATION AND THE STATE IDENTIFICATION CARD APPLICATION. THE ACT REQUIRES THE DRIVER LICENSE DIVISION TO ESTABLISH A DATABASE TO MONITOR TRAFFIC STOPS BY PEACE OFFICERS AND PROVIDES THE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE ACCESS TO THE INFORMATION FOR EVALUATION. THE ACT REQUIRES LAW ENFORCEMENT AGENCIES IN THE STATE TO ESTABLISH, ON OR BEFORE JANUARY 1, 2003, WRITTEN POLICIES PROHIBITING UNCONSTITUTIONAL TRAFFIC ENFORCEMENT. THIS ACT TAKES EFFECT ON JULY 1, 2002 AND PROVIDES A REPEAL DATE OF JULY 1, 2006 FOR CERTAIN SECTIONS OF THE ACT, read the first time by short title and referred to the Rules Committee.

CRIMINAL HISTORY BACKGROUND INFORMATION**H.B. 102***Duane E. Bourdeaux*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE IN BOTH THE BAIL BOND RECOVERY CHAPTER AND THE PRIVATE INVESTIGATOR REGULATION ACT TO REQUIRE THAT LICENSE APPLICANTS UNDER THESE CHAPTERS SUBMIT TWO SETS OF FINGERPRINTS AS PART OF THE APPLICATION PROCESS AND THAT THE DEPARTMENT RECORDS AND FBI RECORDS BE SEARCHED FOR CRIMINAL HISTORY INFORMATION ON THE APPLICANT, read the first time by short title and referred to the Rules Committee.

INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN**H.B. 103***James A. Ferrin*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO ALLOW AN INDIVIDUAL A DEDUCTION FROM FEDERAL TAXABLE INCOME FOR A PORTION OF INCOME DERIVED FROM NET CAPITAL GAIN, AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, read the first time by short title and referred to the Rules Committee.

REDISTRICTING PROCEDURES**H.B. 104***Richard M. Siddoway*

THIS ACT CREATES A NEW REDISTRICTING PROCEDURE. THIS ACT REQUIRES THAT THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL PREPARE REDISTRICTING PLANS AND DEFINES THE PROCESS FOR PRESENTING THOSE REDISTRICTING PLANS TO THE LEGISLATURE FOR CONSIDERATION AND VOTING. THIS ACT DESCRIBES STANDARDS TO BE FOLLOWED BY THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, TO THE EXTENT PRACTICABLE, IN DRAWING UP REDISTRICTING PLANS, read the first time by short title and referred to the Rules Committee.

HEALTH INSURANCE MANDATES - PILOT PROGRAM**H.B. 105***Rebecca D. Lockhart*

THIS ACT RELATES TO HEALTH INSURANCE. THE ACT MODIFIES THE INSURANCE CODE TO CREATE A PILOT PROGRAM WHICH REQUIRES ACCIDENT AND HEALTH INSURANCE PLANS OFFERED ON A GROUP BASIS TO STATE EMPLOYEES TO ADOPT HEALTH INSURANCE MANDATES PROPOSED FOR OTHER ACCIDENT AND HEALTH INSURANCE PLANS FOR ONE YEAR AND TO REPORT THE COST AND BENEFITS OF THE MANDATE TO THE COMMISSIONER OF INSURANCE. THE ACT DELAYS THE EFFECTIVE DATE OF NEW INSURANCE MANDATES FOR OTHER PLANS UNTIL AFTER THE ONE-YEAR PILOT PROGRAM WITH THE STATE EMPLOYEE GROUP PLAN. THE ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

**PHARMACEUTICAL ACCESS AND
DRUG POLICY ADVISORY SUBCOMMITTEE****H.B. 106***David L. Hogue*

THIS ACT MODIFIES THE HEALTH CODE. THIS ACT CREATES A PHARMACEUTICAL ACCESS AND DRUG POLICY ADVISORY SUBCOMMITTEE OF THE DEPARTMENT OF HEALTH'S MEDICAL CARE ADVISORY COMMITTEE. THE ACT DIRECTS THE SUBCOMMITTEE TO STUDY OPTIONS TO IMPROVE ACCESS TO PHARMACEUTICALS FOR SENIOR CITIZENS, PEOPLE WITH DISABILITIES, MEDICAID RECIPIENTS, AND THE UNINSURED. THE ACT DIRECTS THE

SUBCOMMITTEE TO STUDY METHODS TO IMPROVE STATE FINANCING OF PHARMACEUTICAL COVERAGE AND PURCHASING. THE ACT DIRECTS THE DEPARTMENT OF HEALTH TO DEVELOP A MEDICAID WAIVER OR DEMONSTRATION PROJECT. THE ACT PROVIDES LEGISLATIVE OVERSIGHT OF THE MEDICAID WAIVER OR DEMONSTRATION PROJECT. THE ACT CONSIDERS THE RECOMMENDATIONS OF THE SUBCOMMITTEE ADVISORY, read the first time by short title and referred to the Rules Committee.

**OBSCENITY AND PORNOGRAPHY
COMPLAINTS OMBUDSMAN DUTIES**

H.B. 107

Wayne A. Harper

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE, THE COUNTIES CODE, AND THE STATE OFFICERS AND EMPLOYEES CODE TO AMEND THE DUTIES OF THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN TO INCLUDE DRAFTING MODEL ORDINANCES; ASSISTING POLITICAL SUBDIVISIONS IN DRAFTING RULES, REGULATIONS, AND POLICIES; AND MAKING RECOMMENDATIONS FOR THE ENFORCEMENT OF THOSE RULES, REGULATIONS, AND POLICIES. THIS ACT ALSO REQUIRES THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN AND THE OFFICE OF THE ATTORNEY GENERAL TO COORDINATE WITH THE COUNTY, DISTRICT, OR CITY ATTORNEY WITHIN WHOSE JURISDICTION AN INVESTIGATION BY THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN WILL TAKE PLACE. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

**CONSUMER PROTECTION
AMENDMENTS - RENTAL MOTOR VEHICLES**

H.B. 108

Jackie Biskupski

THIS ACT AMENDS THE UTAH CONSUMER SALES PRACTICES ACT. THE ACT EXPANDS THE LIST OF DECEPTIVE ACTS OR PRACTICES BY A SUPPLIER TO INCLUDE RENTAL MOTOR VEHICLES. THE ACT PROHIBITS A FEE FOR LOSS OF USE OR DAMAGE TO RENTAL MOTOR VEHICLES WHICH IS GREATER THAN THE ACTUAL DAMAGES INCURRED. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**GOVERNOR AND LEGISLATURES
POWER TO CUT STATE BUDGET**

H.B. 109

Kory M. Holdaway

THIS ACT MODIFIES THE BUDGETARY PROCEDURES ACT BY CLARIFYING THE GOVERNOR'S POWERS TO REDUCE BUDGETARY ALLOTMENTS, FUND TRANSFERS, AND WORK PROGRAMS WHEN ESTIMATED TOTAL REVENUES ARE LESS THAN TOTAL APPROPRIATIONS. THIS ACT PROHIBITS THE GOVERNOR FROM MAKING ANY REDUCTIONS IN BUDGETARY ALLOTMENTS AND FUND TRANSFERS WHEN THE DEFICIENCY IS \$25 MILLION OR MORE. THIS ACT PROHIBITS THE GOVERNOR FROM USING HIS POWER TO MODIFY WORK PROGRAMS TO AVOID THE REQUIREMENTS OF THIS ACT, read the first time by short title and referred to the Rules Committee.

MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION

H.B. 110

Peggy Wallace

THIS ACT MODIFIES THE INSURANCE CODE TO PROHIBIT THE USE OF CERTAIN CREDIT INFORMATION IN MAKING INSURANCE DECISIONS RELATED TO MOTOR VEHICLE INSURANCE, read the first time by short title and referred to the Rules Committee.

**STATE RESPONSIBILITY FOR REGULATION
OF POSTSECONDARY PROPRIETARY SCHOOLS**

H.B. 111

Afton B. Bradshaw

THIS ACT MODIFIES PROVISIONS RELATED TO POSTSECONDARY PROPRIETARY SCHOOLS. THE ACT TRANSFERS THE RESPONSIBILITY FOR REGISTERING AND REGULATING POSTSECONDARY PROPRIETARY SCHOOLS FROM THE STATE BOARD OF REGENTS TO THE DIVISION OF CONSUMER PROTECTION. THE ACT HAS A JULY 1, 2002 EFFECTIVE DATE AND PROVIDES A REPEALER, read the first time by short title and referred to the Rules Committee.

HEALTH CARE MALPRACTICE ACT AMENDMENTS

H.B. 112

Kevin S. Garn

THIS ACT MODIFIES THE UTAH HEALTH CARE MALPRACTICE ACT. THE ACT AMENDS THE DEFINITION OF HEALTH CARE PROVIDER

AND HEALTH CARE FACILITY TO CLARIFY THE HEALTH CARE FACILITIES INCLUDED IN THE ACT. THE ACT MAKES TECHNICAL AMENDMENT, read the first time by short title and referred to the Rules Committee.

INSECT CONTROL ON FEDERAL LANDS

H.B. 113

Stephen H. Urquhart

THIS ACT MODIFIES THE AGRICULTURE CODE TO ALLOW THE COMMISSIONER OF AGRICULTURE TO DECLARE AN INSECT INFESTATION EMERGENCY ON FEDERAL LANDS AND DIRECT EMERGENCY MEASURES TO ALLEVIATE THE SITUATION, read the first time by short title and referred to the Rules Committee.

PENALTY FOR STEALING MOTOR FUEL

H.B. 114

Carl R. Saunders

THIS ACT MODIFIES PROVISIONS OF THE MOTOR VEHICLE CODE AND THE CRIMINAL CODE. THE ACT CREATES AN OFFENSE OF THEFT OF FUEL FOR A MOTOR VEHICLE. THE ACT PROVIDES A LICENSE SUSPENSION PENALTY FOR A SECOND OR SUBSEQUENT CONVICTION OF THEFT OF FUEL FOR A MOTOR VEHICLE, read the first time by short title and referred to the Rules Committee.

TECHNICAL CHANGES TO ELECTION LAW

H.B. 115

Loraine T. Pace

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE GOVERNING PROHIBITED ACTIVITIES AT POLLING PLACES, THE DUTIES OF BOARDS OF CANVASSERS GENERALLY AND IN CONJUNCTION WITH RECOUNTS, RECOUNT PROCEDURES, THE DUTIES OF THE LIEUTENANT GOVERNOR AS CHIEF ELECTION OFFICER, AND SIGNATURE REQUIREMENTS FOR LOCAL INITIATIVE PETITIONS. THIS ACT EXPANDS THE SCOPE FOR PARTICIPATION IN THE DEPARTMENT OF DEFENSE'S INTERNET VOTING PILOT PROJECT AND REPEALS THE REPEAL DATE OF JANUARY 1, 2003 FOR THAT SECTION. THIS ACT MAKES OTHER TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

**ATTENDANCE AT LOCAL GOVERNMENT
MEETINGS BY LOCAL GOVERNMENT OFFICIALS**

H.B. 116

Mike Thompson

THIS ACT MODIFIES THE MUNICIPAL CODE AND THE COUNTY CODE BY ALLOWING MUNICIPALITIES AND COUNTIES TO COMPEL THE ATTENDANCE OF OFFICIALS AT MEETINGS AND TO PROVIDE FOR DEDUCTIONS FROM WAGES OR SALARY FOR FAILURE TO ATTEND, read the first time by short title and referred to the Rules Committee.

REVENUE FOR RESTRUCTURING MEDICAID SPEND DOWN

H.B. 117

Trisha S. Beck

THIS ACT MODIFIES THE MEDICAID SPEND DOWN REQUIREMENTS AND CREATES A FUNDING MECHANISM FOR THE SPEND DOWN MODIFICATION. THE ACT AMENDS THE MEDICAL ASSISTANCE ACT. THE ACT DEFINES TERMS AND DIRECTS THE HEALTH DEPARTMENT TO USE 100% OF THE FEDERAL POVERTY LEVEL AS THE INCOME STANDARD WHEN DETERMINING IF THE AGED, BLIND, OR DISABLED HAVE SPENT DOWN ENOUGH EXCESS INCOME TO BE ELIGIBLE FOR MEDICAID BENEFITS. THE ACT INCREASES THE BEER TAX AND CREATES A RESTRICTED ACCOUNT DEDICATED TO THE FUNDING OF MEDICAID SPEND DOWN, read the first time by short title and referred to the Rules Committee.

SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS

H.B. 118

Ben C. Ferry

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AUTHORIZE SPECIAL GROUP PLATES FOR CURRENT MEMBERS OF SEARCH AND RESCUE TEAMS. THE ACT MAKES TECHNICAL CHANGES. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**ASSESSMENT OF PROPERTY
SUBJECT TO A MINIMUM PARCEL SIZE**

H.B. 119

Joseph G. Murray

THIS ACT AMENDS THE PROPERTY TAX ACT TO REQUIRE A COUNTY ASSESSOR TO INCLUDE AS PART OF A PROPERTY TAX

ASSESSMENT INVOLVING A PARCEL OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, AS DEFINED BY THE ACT, THE EFFECT THE MINIMUM PARCEL SIZE MAY HAVE ON THE FAIR MARKET VALUE OF THE PARCEL OF PROPERTY. THE ACT PROVIDES THAT A COUNTY ASSESSOR IS NOT PROHIBITED FROM INCLUDING AS PART OF A PROPERTY TAX ASSESSMENT ANY OTHER FACTOR AFFECTING THE FAIR MARKET VALUE OF THE PROPERTY. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

DIVISION AND BOARD OF WATER RESOURCES NAME CHANGE

H.B. 120

Judy Ann Buffimire

THIS ACT AMENDS THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE, THE REVENUE AND TAXATION CODE, THE STATE AFFAIRS IN GENERAL CODE, THE STATE LANDS CODE, AND THE WATER AND IRRIGATION CODE. THE ACT CHANGES THE NAME OF THE DIVISION OF WATER RESOURCES TO THE DIVISION OF WATER RESOURCES AND CONSERVATION. THE ACT CHANGES THE NAME OF THE BOARD OF WATER RESOURCES TO THE BOARD OF WATER RESOURCES AND CONSERVATION. THE ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

RESTRICTIONS ON PUBLIC OFFICIALS BECOMING LOBBYISTS

H.B. 121

Scott Daniels

THIS ACT MODIFIES TITLE 36 OF THE UTAH CODE BY ENACTING THE LOBBYING RESTRICTIONS ACT. THE ACT DEFINES CERTAIN TERMS AND PROHIBITS CERTAIN PUBLIC OFFICIALS FROM BECOMING LOBBYISTS FOR TWO YEARS AFTER LEAVING OFFICE. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

HEALTH INSURANCE BENEFIT DESIGN

H.B. 122

Rebecca D. Lockhart

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT AMENDS PROVISIONS RELATED TO ACCIDENT AND HEALTH INSURANCE. THE ACT PERMITS A CARRIER TO OFFER LESS OR DIFFERENT COVERAGE THAN THE BASIC BENEFIT PACKAGE, THE MINIMUM STANDARDS

REQUIRED BY THE COMMISSIONER OF INSURANCE, OR ANY OTHER HEALTH INSURANCE MANDATE REQUIRED BY STATE LAW WHEN THE DEPARTMENT OF HEALTH OFFERS SIMILAR COVERAGE AS PART OF A MEDICAID WAIVER, read the first time by short title and referred to the Rules Committee.

MEDICAL RECOMMENDATIONS FOR CHILDREN

H.B. 123

Katherine M. Bryson

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE AND THE JUDICIAL CODE BY PROHIBITING SCHOOL PERSONNEL FROM MAKING CERTAIN MEDICAL RECOMMENDATIONS FOR A CHILD, INCLUDING THE USE OF PSYCHOTROPIC DRUGS. THIS ACT PROVIDES CRIMINAL PENALTIES. THIS ACT PROVIDES THAT THE DIVISION OF CHILD AND FAMILY SERVICES MAY NOT INITIATE AN INVESTIGATION OR REMOVE A MINOR FROM THE CUSTODY OF HIS PARENT ON THE BASIS OF THE REFUSAL OF THE PARENT TO CONSENT TO THE ADMINISTRATION OF A PSYCHOTROPIC DRUG TO A CHILD, OR TO CONSENT TO CERTAIN TREATMENTS OR EVALUATIONS OF THE CHILD, read the first time by short title and referred to the Rules Committee.

FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS

H.B. 183

J. Morgan Philpot

THIS ACT MODIFIES PROVISIONS RELATED TO FIREARM CRIMINAL BACKGROUND CHECKS. THE ACT PROVIDES THAT A FEE MAY NOT BE CHARGED FOR CRIMINAL BACKGROUND CHECKS REQUIRED TO PURCHASE A FIREARM. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

IMPACT FEES ACT AMENDMENTS

H.B. 184

Glenn L. Way

THIS ACT MODIFIES THE IMPACT FEES ACT BY AMENDING THE DEFINITION OF LOCAL POLITICAL SUBDIVISION, read the first time by short title and referred to the Rules Committee.

**REAUTHORIZATION OF INDIVIDUAL INCOME
TAX CREDIT - TUTORING DISABLED DEPENDENTS**

H.B. 185*Judy Ann Buffmire*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO REAUTHORIZE TUTORING TAX CREDITS FOR DISABLED DEPENDENTS FOR AN ADDITIONAL SEVEN YEARS, read the first time by short title and referred to the Rules Committee.

STATE RETIREMENT CONVERSION WINDOW

H.B. 186*Brad King*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY PROVIDING A CONVERSION WINDOW BETWEEN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

DRIVER LICENSE FRAUD AMENDMENTS

H.B. 187*Kory M. Holdaway*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AMENDING PROVISIONS RELATING TO DRIVER LICENSES AND IDENTIFICATION CARDS. THE ACT AMENDS THE PROHIBITED USES OF DRIVER LICENSES AND IDENTIFICATION CARDS THAT ARE TREATED AS CLASS C MISDEMEANORS, read the first time by short title and referred to the Rules Committee.

ARREST AUTHORITY OF PEACE OFFICERS

H.B. 188*Glenn A. Donnelson*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE AND PROVISIONS REGARDING MUNICIPAL GOVERNMENT BY PROVIDING THAT LAW ENFORCEMENT OFFICERS MAY NOT ARREST A PERSON FOR A CLASS C MISDEMEANOR OR AN INFRACTION WITHOUT A WARRANT, read the first time by short title and referred to the Rules Committee.

RETENTION OF EDUCATOR LICENSES

H.B. 189*Matt Throckmorton*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ESTABLISHING CRITERIA FOR

RETAINING AN EDUCATOR LICENSE, read the first time by short title and referred to the Rules Committee.

CRIMINAL RESTITUTION AMENDMENTS

H.B. 190

Sheryl L. Allen

THIS ACT MODIFIES PROVISIONS DEALING WITH CRIMINAL RESTITUTION BY REPEALING PROVISIONS THAT WERE DUPLICATED WITH THE ENACTMENT OF THE CRIME VICTIMS RESTITUTION ACT IN 2001, read the first time by short title and referred to the Rules Committee.

PREDATORY MORTGAGE LENDING

H.B. 191

Paul Ray

THIS ACT AMENDS CODE PROVISIONS DEALING WITH RESIDENTIAL MORTGAGE LOANS. THE ACT PROHIBITS CONTRACTORS AND REAL ESTATE BROKERS FROM OFFERING FINANCIAL INCENTIVES TO A BORROWER TO STEER THE BORROWER TO USE A SPECIFIC LENDER FOR A RESIDENTIAL MORTGAGE LOAN. THE ACT PROHIBITS MORTGAGE LOAN BROKERS FROM BROKERING OR ARRANGING FOR LOANS WHICH WOULD RESULT IN TOTAL INDEBTEDNESS SECURED BY A DWELLING EXCEEDING CERTAIN LIMITS. THE ACT PROHIBITS THE FINANCING OF MORTGAGE LIFE OR DISABILITY INSURANCE AS PART OF A RESIDENTIAL MORTGAGE LOAN AND REQUIRES A SEPARATE DISCLOSURE TO THE BORROWER REGARDING MORTGAGE LIFE AND DISABILITY INSURANCE. THE ACT PROVIDES THAT A DEBTOR MAY PREPAY THE UNPAID BALANCE OF A RESIDENTIAL MORTGAGE LOAN AT ANY TIME WITHOUT PENALTY UNLESS CERTAIN REQUIREMENTS ARE MET. THE ACT MODIFIES RESTRICTIONS ON FEES CHARGED BY MORTGAGE LENDERS AND BROKERS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS

H.B. 192

Neil A. Hansen

THIS ACT MODIFIES THE VOLUNTEER GOVERNMENT WORKERS ACT TO ADDRESS WORKERS' COMPENSATION COVERAGE OF VOLUNTARY FIREFIGHTERS AND AUXILIARY POLICE OFFICERS AND TO MAKE CONFORMING AND TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS**H.B. 193***Martin R. Stephens*

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT BY ELIMINATING THE REQUIREMENT THAT COPIES OF A REDEVELOPMENT AGENCY'S ANNUAL BUDGET AND REPORT BE FILED WITH THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

PROPER LOOKOUT IN VEHICLES**H.B. 194***Chad E. Bennion*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO MAKE INATTENTIVE DRIVING AN INFRACTION WITH A FINE. THE ACT PROVIDES FOR SECONDARY ENFORCEMENT OF VIOLATIONS, AND PROVIDES EXCEPTIONS TO THE OFFENSE, read the first time by short title and referred to the Rules Committee.

PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE**H.B. 195***David L. Hogue*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING A SPECIFIC CRIMINAL PENALTY FOR COMMITTING AN ASSAULT AGAINST A SPORTS OFFICIAL AND PROVIDES RELATED DEFINITIONS, read the first time by short title and referred to the Rules Committee.

DIVORCE AND PARENT-TIME REVISIONS**H.B. 196***Chad E. Bennion*

THIS ACT MODIFIES PROVISIONS PERTAINING TO PARENT-TIME AND CHILD SUPPORT. IT PROVIDES FOR A MINIMUM VISITATION SCHEDULE WHEN A PARENT RELOCATES, EITHER BY LEAVING THE STATE OR BY PUTTING MORE THAN 150 MILES BETWEEN A NONCUSTODIAL PARENT AND A CHILD. IT ALSO REQUIRES THAT THE OFFICE OF RECOVERY SERVICES VERIFY INFORMATION RECEIVED CONCERNING NONPAYMENT OF SUPPORT BEFORE ACTING ON A POSSIBLY UNFOUNDED ALLEGATION, read the first time by short title and referred to the Rules Committee.

OFF-HIGHWAY VEHICLE AMENDMENTS**H.B. 197***Brent H. Goodfellow*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING SAFETY PROVISIONS RELATING TO OFF-HIGHWAY VEHICLES. THE

ACT INCREASES THE STIPEND PAID TO OFF-HIGHWAY VEHICLE VOLUNTEER INSTRUCTORS, read the first time by short title and referred to the Rules Committee.

**MANUAL ON UNIFORM TRAFFIC
CONTROL DEVICES FOR STREETS**

H.B. 198

Kory M. Holdaway

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO ADOPT THE MOST RECENT EDITION OF THE "MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS., read the first time by short title and referred to the Rules Committee.

INTERIM COMMITTEE MEMBERSHIP

H.B. 199

Martin R. Stephens

THIS ACT CLARIFIES HOW MEMBERS OF INTERIM COMMITTEES ARE APPOINTED. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

NUTRITIONAL FOOD IN SCHOOLS

H.B. 200

Patricia W. Jones

THIS ACT AMENDS THE STATE SYSTEM OF PUBLIC EDUCATION. THE ACT PROVIDES THAT AFTER THREE YEARS OR THE TERMINATION OF CONTRACTS CURRENTLY IN FORCE WITH VENDING MACHINE SUPPLIERS, WHICHEVER OCCURS FIRST, ELEMENTARY SCHOOLS MAY SELL ONLY CERTAIN FOOD PRODUCTS THROUGH VENDING MACHINES ON PREMISES ACCESSIBLE TO STUDENTS AND SECONDARY SCHOOLS MUST ENSURE THAT LESS THAN 50% OF OVERALL FOOD OFFERINGS IN VENDING MACHINES ARE "FOODS OF MINIMAL NUTRITIONAL VALUE," AS DEFINED BY THE U.S. DEPARTMENT OF AGRICULTURE, read the first time by short title and referred to the Rules Committee.

PROPERTY TAX - JUDGMENT LEVY

H.B. 201

Wayne A. Harper

THIS ACT AMENDS THE PROPERTY TAX ACT TO INCREASE THE AMOUNT OF A TAXING ENTITY'S SHARE OF A JUDGMENT OR ORDER

THAT IS REQUIRED TO IMPOSE A JUDGMENT LEVY. THE ACT PROVIDES THAT REFUNDS FOR WHICH A JUDGMENT LEVY IS IMPOSED THAT ARE LESS THAN \$5,000 ARE REQUIRED TO BE PAID BY A TAXING ENTITY TO A TAXPAYER WITHIN 60 DAYS AFTER THE DATE THE REFUNDS ARE ORDERED TO BE PAID, AND MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE

H.B. 202

Thomas V. Hatch

THIS ACT AMENDS TITLE 57, REAL ESTATE. THE ACT ADDS A DEFINITION OF "DELIVER." THE ACT ELIMINATES THE REQUIREMENT THAT A TITLE INSURER OR TITLE AGENT WAIT 30 DAYS AFTER PAYMENT IN FULL OF AN OBLIGATION SECURED BY A TRUST DEED OR MORTGAGE TO GIVE TO THE BENEFICIARY, MORTGAGEE, OR LOAN SERVICER A NOTICE OF INTENT TO RELEASE OR RECONVEY. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

EXPANSION OF GOVERNMENTAL IMMUNITY

H.B. 203

Roger E. Barrus

THIS ACT MODIFIES THE UTAH GOVERNMENTAL IMMUNITY ACT BY EXTENDING GOVERNMENTAL IMMUNITY TO COVER PUBLICLY MAINTAINED SUBSURFACE DRAINAGE SYSTEMS, read the first time by short title and referred to the Rules Committee.

RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES

H.B. 204

Matt Throckmorton

THIS ACT AMENDS THE HUMAN SERVICES CODE. THE ACT PROVIDES THAT IN ITS ROLE OF ENFORCING CODE PROVISIONS RELATING TO THE PROTECTION AND CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT MINORS THE ATTORNEY GENERAL ACTS UNDER THE DIRECTION OF THE DIVISION OF CHILD AND FAMILY SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

DIVISION OF CONSTRUCTION SERVICES**H.B. 205***Stephen D. Clark*

THIS ACT CREATES THE DIVISION OF CONSTRUCTION SERVICES WITHIN THE DEPARTMENT OF COMMERCE. THE ACT ELIMINATES LICENSING BOARDS FOR CONSTRUCTION TRADES. THE ACT CREATES THE CONSTRUCTION SERVICES COMMISSION AS A POLICY AND LICENSING BOARD FOR THE DIVISION. THE ACT SETS FORTH THE MANNER OF APPOINTMENT AND THE AUTHORITY, DUTIES, AND RESPONSIBILITIES OF THE DIVISION AND ITS DIRECTOR. THE ACT SETS FORTH THE COMPOSITION OF THE COMMISSION, THE MANNER OF APPOINTMENT, QUALIFICATIONS, AND TERMS OF COMMISSION MEMBERS, AND THE DUTIES OF THE COMMISSION. THE ACT DESCRIBES ADJUDICATIVE PROCEEDINGS. THE ACT SETS FORTH LICENSURE REQUIREMENTS AND EXEMPTIONS, DISCIPLINARY PROCEDURES, GROUNDS FOR DENIAL OF LICENSE, AND CIVIL PENALTIES. THE ACT ELIMINATES THE REQUIREMENT THAT A LICENSEE BUSINESS ENTITY HAVE A QUALIFIER LICENSEE IF THE BUSINESS ENTITY HAS MAINTAINED ITS LICENSE AND NOT VIOLATED THE REQUIREMENTS OF THIS CHAPTER AND CERTAIN PREDECESSOR STATUTORY PROVISIONS FOR TEN CONSECUTIVE YEARS. THE ACT RENUMBERS AND AMENDS ALL OF TITLE 58, CHAPTER 55, TO TRANSFER THE REGULATION OF CONSTRUCTION TRADES FROM THE DIVISION OF PROFESSIONAL LICENSING TO THE NEWLY CREATED DIVISION OF CONSTRUCTION SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS**H.B. 206***Afton B. Bradshaw*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF HIGHER EDUCATION BY INCREASING THE TIME PERIOD FOR COMPLETING A BACCALAUREATE DEGREE UNDER THE NEW CENTURY SCHOLARSHIP PROGRAM, read the first time by short title and referred to the Rules Committee.

LICENSES FOR EDUCATORS**H.B. 207***Sheryl L. Allen*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY EXTENDING THE PERIOD OF

TIME AN EDUCATOR MAY RETAIN A LEVEL 1 LICENSE. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

**FEDERAL GOVERNMENT ACQUISITION
OF REAL PROPERTY IN THE STATE**

H.B. 208

Bradley T. Johnson

THIS ACT MODIFIES THE REAL ESTATE CODE TO PROHIBIT FEDERAL GOVERNMENT ACQUISITION OF LAND IN THE STATE FOR ANY PURPOSE OTHER THAN ENUMERATED PURPOSES WITHOUT CONSENT OF THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

TRUANCY AMENDMENTS

H.B. 209

Duane E. Bourdeaux

THIS ACT CLARIFIES A PROVISION REGARDING PARENTAL RESPONSE IN TRUANCY SITUATIONS, read the first time by short title and referred to the Rules Committee.

RECREATIONAL VEHICLE - LENGTH AND WIDTH AMENDMENTS

H.B. 210

Don E. Bush

THIS ACT MODIFIES THE TRANSPORTATION CODE TO AMEND LENGTH AND WIDTH REQUIREMENTS FOR VEHICLES. THE ACT PROVIDES THAT ATTACHED SHADE AWNINGS ARE EXCLUDED WHEN MEASURING LENGTH AND WIDTH OF RECREATIONAL VEHICLES, read the first time by short title and referred to the Rules Committee.

REPEAL OF WEAPONS LAW

H.B. 211

Scott Daniels

THIS ACT MODIFIES PROVISIONS RELATING TO FIREARMS. THE ACT REPEALS THE STATUTORY PROVISION THAT RESERVES ALL AUTHORITY TO REGULATE FIREARMS TO THE STATE EXCEPT WHERE SPECIFICALLY DELEGATED BY THE LEGISLATURE TO LOCAL AUTHORITIES OR STATE ENTITIES AND MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SPECIAL SERVICE DISTRICT AMENDMENTS**H.B. 212***Eli H. Anderson*

THIS ACT MODIFIES THE UTAH SPECIAL SERVICE DISTRICT ACT BY EXEMPTING TAX LEVIES IN CONNECTION WITH SPECIAL SERVICE DISTRICTS FROM TRUTH IN TAXATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

CLASSROOM AMPLIFICATION**H.B. 213***David L. Hogue*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC INSTRUCTION BY REQUIRING THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION TO CONDUCT A STUDY ON THE USE OF CLASSROOM AMPLIFICATION DEVICES IN UTAH CLASSROOMS. THE PROVISIONS ENACTED BY THIS ACT ARE REPEALED JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

EXTENSION OF SUNSET ON TELEHEALTH COMMISSION**H.B. 214***David L. Hogue*

THIS ACT MODIFIES THE LEGISLATURE OVERSIGHT AND SUNSET ACT. THE ACT EXTENDS THE SUNSET DATE ON THE UTAH TELEHEALTH COMMISSION TO JULY 1, 2005, read the first time by short title and referred to the Rules Committee.

DEPARTMENT OF HEALTH COLLECTION OF INFORMATION**H.B. 215***David L. Hogue*

THIS ACT MODIFIES THE HEALTH CODE. THE ACT AMENDS THE CHRONIC DISEASE MONITORING PROVISIONS. THE ACT DIRECTS THE DEPARTMENT OF HEALTH, BEGINNING JULY 1, 2002, TO MONITOR AND DETECT INCIDENCES OF LUPUS IN THE STATE, read the first time by short title and referred to the Rules Committee.

TRANSFER OF DEVELOPMENT RIGHTS**H.B. 216***Brent D. Parker*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND THE COUNTY CODE BY ENABLING COUNTIES AND MUNICIPALITIES TO

ENACT TRANSFER OF DEVELOPMENT RIGHTS ORDINANCES. THE ACT CLARIFIES THAT TRANSFER OF DEVELOPMENT RIGHTS ORDINANCES ENACTED PRIOR TO THE EFFECTIVE DATE OF THIS ACT ARE UNAFFECTED, read the first time by short title and referred to the Rules Committee.

DESIGNATION OF MEMORIAL HIGHWAY

H.B. 217

David Ure

THIS ACT MODIFIES THE TRANSPORTATION CODE TO DESIGNATE A PORTION OF THE STATE HIGHWAY SYSTEM AS THE TENTH MOUNTAIN DIVISION MEMORIAL HIGHWAY, read the first time by short title and referred to the Rules Committee.

OVER WEIGHT VEHICLE AMENDMENTS

H.B. 218

Thomas V. Hatch

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING THE EXCEPTIONS TO MAXIMUM VEHICLE SIZE, WEIGHT, AND LOAD LIMITATIONS FOR CERTAIN HIGHWAYS IF AUTHORIZED BY A HIGHWAY AUTHORITY, read the first time by short title and referred to the Rules Committee.

FIREARM FEE AMENDMENTS

H.B. 219

J. Morgan Philpot

THIS ACT MODIFIES PROVISIONS RELATED TO FIREARM FEES. THE ACT PROVIDES THAT THE LAW ENFORCEMENT AND TECHNICAL SERVICES DIVISION OR ITS DESIGNATED AGENT MAY NOT CHARGE A FEE FOR ISSUING A CONCEALED WEAPONS PERMIT. IT ALSO PROVIDES THAT A FEE MAY NOT BE CHARGED FOR CRIMINAL BACKGROUND CHECKS REQUIRED TO PURCHASE A FIREARM. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONTROL OF PRECURSOR CHEMICALS

H.B. 220

A. Lamont Tyler

THIS ACT MODIFIES THE UTAH CONTROLLED SUBSTANCE PRECURSOR ACT TO REDUCE FROM 12 TO 9 GRAMS THE MAXIMUM

AMOUNT OF EPHEDRINE OR PSEUDOEPHEDRINE A PERSON WHO IS NOT LICENSED TO ENGAGE IN REGULATED TRANSACTIONS AND NOT EXCEPTED FROM LICENSURE CAN POSSESS WITHOUT VIOLATING THE LAW, read the first time by short title and referred to the Rules Committee.

STATE BOARD OF EDUCATION RULES AND REPORTS

H.B. 221

Margaret Dayton

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING REQUIREMENTS IMPOSED ON THE STATE BOARD OF EDUCATION TO MAKE CERTAIN RULES AND TO REPORT CERTAIN INFORMATION. THIS ACT ELIMINATES THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION ESTABLISH RULES AND MINIMUM STANDARDS GOVERNING HEALTH, SAFETY, AND SCHOOL BUILDING DESIGN, SITING, AND ACCESSABILITY. THIS ACT ELIMINATES REDUNDANT REQUIREMENTS IMPOSED ON THE STATE BOARD OF EDUCATION TO ADOPT RULES TO PROMOTE QUALITY, EFFICIENCY, AND PRODUCTIVITY IN THE PUBLIC EDUCATION SYSTEM. THIS ACT ELIMINATES THE REQUIREMENT THAT SCHOOL DISTRICTS USE COST SAVINGS DERIVED FROM BOARD PRODUCTIVITY MEASURES TO FUND EDUCATION REFORM PROGRAMS. THIS ACT ELIMINATES THE REQUIREMENT THAT CERTAIN DATA ABOUT HIGH SCHOOL ACTIVITIES BE INCLUDED IN A REPORT OF THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION AND THE STATE BOARD OF EDUCATION'S SCHOOL PERFORMANCE REPORT., read the first time by short title and referred to the Rules Committee.

SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE

H.B. 222

David N. Cox

THIS ACT CREATES THE SCHOOL AND SCHOOL DISTRICT TASK FORCE. THIS ACT PROVIDES FOR THE MEMBERSHIP OF THE TASK FORCE, TASK FORCE CHAIRS, COMPENSATION OF TASK FORCE MEMBERS, THE TASK FORCE MEETING SCHEDULE, STAFF SUPPORT, TASK FORCE DUTIES AND RESPONSIBILITIES, AND TASK FORCE REPORTING REQUIREMENTS. THE ACT REQUIRES THE TASK FORCE TO FOLLOW INTERIM RULES. THE ACT APPROPRIATES A TOTAL OF \$54,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE SENATE, THE HOUSE OF REPRESENTATIVES, AND THE OFFICE OF

LEGISLATIVE RESEARCH AND GENERAL COUNSEL TO FUND THE TASK FORCE. THIS ACT IS REPEALED NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

HUNTING LICENSE FEE REFUND

H.B. 223

Michael R. Styler

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW ARMED FORCES MEMBERS, IN CERTAIN SITUATIONS, TO RECEIVE A HUNTING OR FISHING LICENSE, CERTIFICATE, TAG, OR PERMIT FEE REFUND, OR AN OPPORTUNITY TO DRAW A PERMIT IN A FUTURE DRAW, read the first time by short title and referred to the Rules Committee.

GIVING FALSE INFORMATION TO POLICE OFFICER

H.B. 224

Karen W. Morgan

THIS ACT MODIFIES THE CRIMINAL CODE BY AMENDING THE OFFENSE OF GIVING FALSE INFORMATION TO A PEACE OFFICER TO INCLUDE THE SPECIFIC OFFENSE OF GIVING THE NAME OR IDENTIFICATION OF ANOTHER PERSON, read the first time by short title and referred to the Rules Committee.

MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS - TECHNICAL AMENDMENTS

H.B. 225

Judy Ann Buffmire

THIS ACT MODIFIES THE MENTAL HEALTH THERAPIST GRANT AND SCHOLARSHIP PROGRAM. THIS ACT MAKES TECHNICAL AMENDMENTS TO THE DEFINITION OF MENTAL HEALTH THERAPIST TO COORDINATE WITH CHANGES MADE TO THE MENTAL HEALTH THERAPIST LICENSING ACT DURING THE 2001 GENERAL SESSION, read the first time by short title and referred to the Rules Committee.

TERMINATION OF PARENTAL RIGHTS AMENDMENTS

H.B. 226

Matt Throckmorton

THIS ACT MODIFIES THE JUDICIAL CODE. THE ACT AMENDS THE GROUNDS FOR TERMINATION OF PARENTAL RIGHTS. UNDER THE ACT, IF A JUVENILE COURT ORDERS THAT REUNIFICATION SERVICES BE PROVIDED, THE COURT MAY LATER TERMINATE ALL PARENTAL

RIGHTS OF A PARENT UNDER CERTAIN GROUNDS ONLY IF THE PARENT HAS BEEN UNWILLING OR UNABLE, WITHIN A REASONABLE PERIOD OF TIME, TO CORRECT THE CIRCUMSTANCES, CONDUCT, OR CONDITIONS THAT LED TO PLACEMENT OF THE PARENT'S CHILD OUTSIDE OF THEIR HOME NOTWITHSTANDING REASONABLE AND APPROPRIATE EFFORTS REQUIRED OF THE DIVISION OF CHILD AND FAMILY SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**ELECTRONIC MONITORING OF
PROBATIONERS - CRIMINAL INTERFERENCE**

H.B. 227

Katherine M. Bryson

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING FOR THE OFFENSE OF INTERFERING WITH AN ELECTRONIC DEVICE USED IN THE SUPERVISION OF A PERSON ON PROBATION, PAROLE, OR OTHER FORM OF DETENTION. THE ACT PROVIDES DEFINITIONS, A PENALTY, AND AN AFFIRMATIVE DEFENSE FOR PERSONS ACTING IN THEIR CAPACITY AS EMPLOYEES OF THE SUPERVISING AGENCY, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION VENDING CONTRACTS

H.B. 228

Patricia W. Jones

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING LOCAL SCHOOL BOARDS TO COLLECT DATA AND MAKE AN ANNUAL REPORT ON VENDING MACHINE CONTRACTS ENTERED INTO BY PUBLIC SCHOOLS WITHIN EACH SCHOOL DISTRICT. THE ACT IDENTIFIES THE INFORMATION TO BE REPORTED AND REQUIRES THE STATE SUPERINTENDENT TO INCLUDE THE INFORMATION IN THE SUPERINTENDENT'S ANNUAL REPORT TO THE GOVERNOR AND THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

WORKERS' COMPENSATION - DEATH BENEFIT

H.B. 229

David Clark

THIS ACT MODIFIES THE UTAH LABOR CODE TO ADDRESS THE AMOUNT OF BURIAL EXPENSE TO BE PAID UNDER WORKERS' COMPENSATION AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

RETIREMENT OF PUBLIC SAFETY OFFICIALS**H.B. 230***Ron Bigelow*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY OPENING A CONVERSION WINDOW FOR THE PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT ALLOWS AN APPOINTED CHIEF OF POLICE TO RETIRE WITHIN THE PUBLIC SAFETY RETIREMENT SYSTEM AND TO CONTINUE IN THE OFFICE WITH A RETIREMENT EXCLUSION. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

PUBLIC HEALTH AUTHORITY AMENDMENTS**H.B. 231***Sheryl L. Allen*

THIS ACT MODIFIES THE HEALTH CODE. THE ACT CREATES THE DETECTION OF PUBLIC HEALTH EMERGENCIES ACT. THE ACT REQUIRES HEALTH CARE PROVIDERS TO REPORT TO THE DEPARTMENT OF HEALTH WHEN THE HEALTH CARE PROVIDER SUSPECTS THAT AN INDIVIDUAL HAS BEEN EXPOSED TO OR HARBORS AN ILLNESS OR CONDITION RESULTING FROM BIOTERRORISM, AN EPIDEMIC OR PANDEMIC DISEASE, OR OTHER HIGHLY FATAL INFECTIOUS AGENT. THE ACT SPECIFIES THE MANNER AND CONTENT OF REPORTS. THE ACT AUTHORIZES THE DEPARTMENT OF HEALTH TO INVESTIGATE REPORTS OF SUSPECTED BIOTERRORISM OR HIGHLY FATAL, INFECTIOUS DISEASE. THE ACT PROVIDES FOR LIMITED SHARING OF INFORMATION AS NECESSARY TO ABATE A PUBLIC HEALTH EMERGENCY. THE ACT PROVIDES FOR ENFORCEMENT, read the first time by short title and referred to the Rules Committee.

UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS**H.B. 232***Ty McCartney*

THIS ACT MODIFIES TITLE 35A, CHAPTER 4, EMPLOYMENT SECURITY ACT, BY MAKING CERTAIN TECHNICAL CORRECTIONS AND MOVING THE CRIMINAL PENALTIES PROVISIONS FOR VIOLATING THE ACT FROM TITLE 35A, CHAPTER 4, TO TITLE 76, CHAPTER 8, OFFENSES AGAINST THE ADMINISTRATION OF GOVERNMENT, IN THE UTAH CRIMINAL CODE, read the first time by short title and referred to the Rules Committee.

MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS**H.B. 233***Greg J. Curtis*

THIS ACT MODIFIES PROVISIONS OF THE JUDICIAL CODE RELATING TO EMINENT DOMAIN. THE ACT REQUIRES A JUDGE OR JURY TO CONSIDER ACTIONS TAKEN TO MITIGATE DAMAGES WHEN DETERMINING THE AMOUNT OF ANY COMPENSATION OR DAMAGES AWARDED TO A PROPERTY OWNER IN A CONDEMNATION CASE, read the first time by short title and referred to the Rules Committee.

MECHANICS' LIEN AMENDMENTS**H.B. 234***Kevin S. Garn*

THIS ACT MODIFIES THE MECHANICS' LIEN ACT. THE ACT MAKES A CONFORMING AMENDMENT TO LEGISLATION ENACTED IN THE 2001 GENERAL SESSION, read the first time by short title and referred to the Rules Committee.

EMERGENCY VEHICLE AMENDMENTS**H.B. 235***Paul Ray*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO CLARIFY THE DUTIES OF DRIVERS WHEN APPROACHING STATIONARY EMERGENCY VEHICLES ON HIGHWAYS, read the first time by short title and referred to the Rules Committee.

INDECENT PUBLIC DISPLAY AMENDMENTS**H.B. 236***Peggy Wallace*

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING INDECENT PUBLIC DISPLAYS BY DEFINING MATERIAL WHICH HAS SERIOUS VALUE FOR MINORS, AND BY CLARIFYING THE OFFENSE OF DISTRIBUTING INDECENT MATERIAL TO MINORS, read the first time by short title and referred to the Rules Committee.

SPOUSE ABUSE AMENDMENTS**H.B. 237***Gerry A. Adair*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE TO REQUIRE THAT DOMESTIC VIOLENCE OFFENDERS BE REQUIRED TO

ATTEND AND SATISFACTORILY COMPLETE A DOMESTIC VIOLENCE TREATMENT PROGRAM AS A PART OF THEIR SENTENCE, read the first time by short title and referred to the Rules Committee.

CIGARETTE AND TOBACCO TAX AMENDMENTS

H.B. 238

Carl R. Saunders

THIS ACT MODIFIES THE CIGARETTE AND TOBACCO TAX AND LICENSING ACT. THIS ACT INCREASES THE RATES OF TAX LEVIED ON CIGARETTES AND OTHER TOBACCO PRODUCTS AND SPECIFIES HOW A PORTION OF ANY INCREASE IN CIGARETTE TAX REVENUES WILL BE USED, read the first time by short title and referred to the Rules Committee.

SALVAGE VEHICLE AMENDMENTS

H.B. 239

David L. Hogue

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY PROHIBITING THE REGISTRATION OF AND REVOKING THE CERTIFICATE OF TITLE OF A VEHICLE, VESSEL, OR OUTBOARD MOTOR THAT IS ISSUED A JUNK PERMIT. THIS ACT ALLOWS FOR THE COLLECTION OF FEES AND FOR RULEMAKING. THIS ACT TAKES EFFECT ON OCTOBER 1, 2002, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS

H.B. 240

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY SPECIFYING CRITERIA FOR THE RECEIPT OF STATE SCHOOL BUILDING FUNDS FROM THE CAPITAL OUTLAY FOUNDATION PROGRAM AND THE AMOUNT OF MONEY A SCHOOL DISTRICT MAY RECEIVE. THIS ACT DIRECTS THE LEGISLATURE TO MAKE AN ANNUAL APPROPRIATION FOR THE CAPITAL OUTLAY FOUNDATION PROGRAM SUFFICIENT TO PROVIDE FULL FUNDING TO EACH SCHOOL DISTRICT QUALIFYING TO RECEIVE FUNDS. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

COUNTY HEALTH DEPARTMENTS - OPERATIONAL STRUCTURE

H.B. 241

Kevin S. Garn

THIS ACT MODIFIES PROVISIONS RELATED TO LOCAL HEALTH DEPARTMENTS. THE ACT REMOVES THE REQUIREMENT THAT

MUNICIPALITIES JOIN WITH COUNTIES TO CREATE AND MAINTAIN A LOCAL HEALTH DEPARTMENT. THE ACT REQUIRES COUNTY GOVERNMENTS TO CREATE HEALTH DEPARTMENTS TO SERVE INCORPORATED AND UNINCORPORATED AREAS. THE ACT PERMITS CONTIGUOUS COUNTIES TO FORM A HEALTH DEPARTMENT THROUGH AN INTERLOCAL AGREEMENT. THE ACT AMENDS PROVISIONS RELATED TO THE BOARD AND POWERS AND DUTIES OF THE LOCAL HEALTH DEPARTMENT. THE ACT AMENDS PROVISIONS RELATED TO THE COSTS OF LOCAL HEALTH DEPARTMENTS AND THE USE OF LOCAL HEALTH DEPARTMENT FUNDS. THE ACT MAKES TECHNICAL AND CLARIFYING AMENDMENTS. THE ACT REQUIRES LOCAL HEALTH DEPARTMENTS TO CONFORM TO NEW REQUIREMENTS BY DECEMBER 31, 2002, read the first time by short title and referred to the Rules Committee.

**PRACTICE OF RADIOLOGY
TECHNOLOGY LICENSURE AMENDMENTS**

H.B. 242

J. Morgan Philpot

THIS ACT RELATES TO OCCUPATIONS AND PROFESSIONS. THE ACT EXPANDS THE CIRCUMSTANCES IN WHICH AN INDIVIDUAL MAY ENGAGE IN THE PRACTICE OF RADIOLOGY TECHNOLOGY WITHOUT A LICENSE, read the first time by short title and referred to the Rules Committee.

CHILD IMMUNIZATION AMENDMENTS

H.B. 243

Rebecca D. Lockhart

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REMOVING THE REQUIREMENT THAT A FORM CLAIMING AN EXEMPTION FROM IMMUNIZATION BE WITNESSED BY A LOCAL HEALTH DEPARTMENT REPRESENTATIVE AND ALLOWING A PERSON TO OBTAIN THE FORM AT A LOCAL HEALTH DEPARTMENT OR PUBLIC SCHOOL, read the first time by short title and referred to the Rules Committee.

CREDIT ALLOWED IN TEACHER TRANSFER

H.B. 244

Mike Thompson

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING A LOCAL SCHOOL

BOARD TO INCLUDE THE TOTAL TEACHING EXPERIENCE IN UTAH PUBLIC SCHOOLS WHEN NEGOTIATING A CONTRACT TO TEACH. THE ACT PERMITS BUT DOES NOT REQUIRE APPLICANTS WITH TEACHING EXPERIENCE OUTSIDE THE STATE WHO ARE NEGOTIATING AN EMPLOYMENT CONTRACT TO RECEIVE CREDIT FOR 2/3 OF THOSE YEARS. THE ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO SEX OFFENDER REGISTRY

H.B. 245

Afton B. Bradshaw

THIS ACT MODIFIES THE SEX OFFENDER REGISTRATION REQUIREMENTS TO REQUIRE REGISTRATION FOR TWO ADDITIONAL SEXUAL OFFENSES AND TO ADD PROCEDURES TO TRACK A SEX OFFENDER'S ENROLLMENT OR EMPLOYMENT AT AN INSTITUTION OF HIGHER EDUCATION. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

SUNSET ACT REAUTHORIZATIONS

H.B. 246

Steven R. Mascaro

THIS ACT REAUTHORIZES CERTAIN STATE ENTITIES AND PROGRAMS THAT WOULD OTHERWISE SUNSET BEFORE THE 2003 ANNUAL GENERAL SESSION OF THE UTAH LEGISLATURE, read the first time by short title and referred to the Rules Committee.

FIRE PREVENTION AND SAFETY AMENDMENTS

H.B. 247

Cindy Beshear

THIS ACT MODIFIES THE PUBLIC SAFETY CODE REGARDING FIRE SAFETY BY ESTABLISHING A CERTIFICATION PROGRAM FOR PERSONS WHO INSPECT OR TEST AUTOMATIC FIRE SPRINKLER SYSTEMS, INCREASING THE FEE FOR SPECIAL EFFECTS FIREWORKS OPERATORS, AND CLARIFYING THAT BOTH A LICENSE AND CERTIFICATION IS REQUIRED FOR CERTAIN ACTIVITIES INVOLVING LIQUEFIED PETROLEUM GAS, read the first time by short title and referred to the Rules Committee.

CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES

H.B. 248

Jack A. Seitz

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY MODIFYING THE GROUP INSURANCE PROGRAM'S RISK POOLS. THIS

ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX - LOCATION OF TRANSACTIONS

H.B. 249

Wayne A. Harper

THIS ACT MODIFIES THE SALES AND USE TAX ACT TO CHANGE THE REQUIREMENTS FOR DETERMINING THE LOCATION OF WHERE CERTAIN PUBLIC UTILITY TRANSACTIONS OCCUR AND TO ADDRESS REPORTING REQUIREMENTS. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

RETIREMENT LAW RECODIFICATION

H.B. 250

Ron Bigelow

THIS ACT RECODIFIES THE RETIREMENT CODE. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE

H.B. 251

Jack A. Seitz

THIS ACT CREATES THE FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE. THE ACT DESIGNATES MEMBERSHIP AND DUTIES FOR THE TASK FORCE. THE ACT APPROPRIATES \$24,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2002-03 TO FUND THE TASK FORCE AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS

H.B. 252

Gerry A. Adair

THIS ACT MODIFIES PROVISIONS GOVERNING CAPITAL FACILITIES AUTHORIZATIONS FOR ENGINEERING BUILDINGS AT UTAH STATE UNIVERSITY AND THE UNIVERSITY OF UTAH AND ENACTS PROVISIONS AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR CAPITAL FACILITIES, BUILDINGS, AND

RELATED FACILITIES. THIS ACT SPECIFIES THE USE OF BOND PROCEEDS AND THE MANNER OF ISSUANCE, IMPOSES AND ABATES A PROPERTY TAX, CREATES SINKING FUNDS, AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

RURAL SCHOOLS - EQUITY IN EDUCATION

H.B. 253

Bradley T. Johnson

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ALLOWING THE STATE BOARD OF EDUCATION TO AWARD SCHOLARSHIPS TO TEACHERS IN NECESSARILY EXISTENT SMALL SCHOOLS OR SMALL SCHOOL DISTRICTS TO OBTAIN ENDORSEMENTS OR MASTER'S DEGREES. THIS ACT DIRECTS THE STATE BOARD OF EDUCATION TO MAKE RULES TO ADMINISTER THE SCHOLARSHIP PROGRAM AND PROVIDES AN ONGOING APPROPRIATION OF \$150,000 FROM THE UNIFORM SCHOOL FUND FOR FISCAL YEAR 2002-03 TO THE STATE BOARD OF EDUCATION FOR THE SCHOLARSHIP PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

FIREMEN'S CIVIL SERVICE COUNCIL AMENDMENTS

H.B. 254

J. Morgan Philpot

THIS ACT MODIFIES THE COUNTY CODE BY AMENDING PROVISIONS RELATING TO THE FIREMEN'S CIVIL SERVICE COUNCIL. THE ACT SHIFTS APPOINTMENT POWER AND OVERSIGHT OF THE COUNCIL FROM THE COUNTY LEGISLATIVE BODY TO THE COUNTY EXECUTIVE, read the first time by short title and referred to the Rules Committee.

UTAH HOUSING CORPORATION AMENDMENTS

H.B. 255

Ron Bigelow

THIS ACT MODIFIES THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE AND OTHER CODE PROVISIONS BY MAKING CONFORMING AMENDMENTS OF THE CHANGE IN NAME OF THE UTAH HOUSING FINANCE AGENCY TO THE UTAH HOUSING CORPORATION. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS**H.B. 256***Stephen H. Urquhart*

THIS ACT MODIFIES THE STATE COMMISSIONS AND COUNCILS ACT TO INCLUDE THE ATTORNEY GENERAL AS A MEMBER OF THE CONSTITUTIONAL DEFENSE COUNCIL. THE ACT ALSO REDEFINES CERTAIN DUTIES OF THE COUNCIL, read the first time by short title and referred to the Rules Committee.

PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE**H.B. 257***Duane E. Bourdeaux*

THIS ACT MODIFIES THE ALCOHOLIC BEVERAGE CODE TO ADDRESS THE USE OF IDENTIFICATION UNDER THE ALCOHOLIC BEVERAGE CODE AND TO MAKE CONFORMING AND TECHNICAL CHANGES INCLUDING ADDRESSING UNLAWFUL TRANSFER OR USE, PRESENTATION OF PROOF OF AGE OR OTHER IDENTIFYING FORMS, RELIANCE ON PROOF OF AGE OR OTHER IDENTIFYING FORMS, AND LAWFUL DETENTION, read the first time by short title and referred to the Rules Committee.

VOTER IDENTIFICATION REQUIREMENTS**H.B. 258***Rebecca D. Lockhart*

THIS ACT MODIFIES THE ELECTION CODE BY REQUIRING VOTERS TO SHOW A FORM OF VALID IDENTIFICATION BEFORE VOTING, read the first time by short title and referred to the Rules Committee.

USE OF STATE ARMORIES**H.B. 259***Cindy Beshear*

THIS ACT MODIFIES THE VETERANS CODE TO ALLOW ANY FEDERALLY-CHARTERED VETERANS' ORGANIZATION FREE USE OF ARMORIES UNDER SPECIFIC CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

RESTRICTIONS ON TELEPHONE SOLICITATION**H.B. 260***Karen W. Morgan*

THIS ACT MODIFIES THE TELEPHONE AND FACSIMILE SOLICITATION ACT. THE ACT MODIFIES THE HOURS AND DAYS

DURING WHICH A PERSON MAY MAKE A TELEPHONE SOLICITATION TO A RESIDENTIAL TELEPHONE, read the first time by short title and referred to the Rules Committee.

REGULATION OF RESTRAINT THERAPY

H.B. 261

Mike Thompson

THIS ACT MODIFIES THE MENTAL HEALTH PROFESSIONAL LICENSING ACT. THE ACT REQUIRES THAT AN INDIVIDUAL BE LICENSED AS A MENTAL HEALTH THERAPIST IN ORDER TO USE, PRACTICE, OR APPLY PHYSICAL OR MECHANICAL RESTRAINT ON OR TO A MINOR OR NONCONSENTING ADULT. THE ACT RESTRICTS THE USE, PRACTICE, OR APPLICATION OF RESTRAINT TO CERTAIN CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

STUDENT EDUCATION PLANS

H.B. 262

Merlynn T. Newbold

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING CERTAIN REQUIREMENTS PERTAINING TO THE PREPARATION AND IMPLEMENTATION OF STUDENT EDUCATION PLANS AND STUDENT EDUCATION/OCCUPATION PLANS, read the first time by short title and referred to the Rules Committee.

MOBILE HOME PARK RESIDENCY ACT AMENDMENTS

H.B. 263

Wayne A. Harper

THIS ACT AMENDS THE MOBILE HOME PARK RESIDENCY ACT. THE ACT ADDS DEFINED TERMS. THE ACT REQUIRES DISCLOSURE BY THE MOBILE HOME PARK OF CERTAIN RIGHTS AND PROTECTIONS OF RESIDENTS. THE ACT REQUIRES MOBILE HOME PARK MANAGEMENT TO MEET WITH PARK RESIDENTS TO DISCUSS ANY PROPOSAL TO REDUCE OR RESTRICT PARK AMENITIES AND TO DISCUSS DISPUTED OCCURRENCES OF NONCOMPLIANCE WITH RULES. IF AMENITIES ARE SUBSTANTIALLY REDUCED OR RESTRICTED, THE ACT REQUIRES THE MOBILE HOME PARK TO MAKE AN EQUITABLE REDUCTION IN THE RENTS. THE ACT ADDS A GRACE PERIOD FOR NONPAYMENT OF RENT, FEES, AND SERVICE CHARGES. THE ACT MODIFIES PROVISIONS REGARDING THE PROMULGATION

OF RULES BY A MOBILE HOME PARK AND DELAYS THE PERMITTED EFFECTIVE DATE OF CERTAIN PARK RULES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REGARDING UNITED STATES
MINTING OF THE UTAH QUARTER**

H.C.R. 1

Neil A. Hansen

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THE UNITED STATES MINT TO SELECT IMAGES OF THE BEEHIVE AND THE SEAGULL FOR PLACEMENT ON THE COMMEMORATIVE QUARTER REPRESENTING THE STATE OF UTAH, read the first time by short title and referred to the Rules Committee.

RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL

H.J.R. 1

Martin R. Stephens

A JOINT RESOLUTION OF THE LEGISLATURE APPROVING THE REAPPOINTMENT OF MR. WAYNE L. WELSH AS LEGISLATIVE AUDITOR GENERAL AND PROVIDING AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

RULES RESOLUTION - COMMITTEE NOTES ON BILLS

H.J.R. 2

Ron Bigelow

THIS JOINT RESOLUTION OF THE LEGISLATURE REVISES JOINT RULES BY MORE PRECISELY DEFINING WHICH COMMITTEES QUALIFY TO HAVE THEIR RECOMMENDATIONS PRINTED ON BILLS AS COMMITTEE NOTES. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY BOTH THE HOUSE AND SENATE, read the first time by short title and referred to the Rules Committee.

CREATION OF REDISTRICTING COMMISSION RESOLUTION

H.J.R. 3

Karen W. Morgan

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO ELIMINATE THE LEGISLATURE'S AUTHORITY TO DIVIDE THE STATE INTO DISTRICTS FOLLOWING THE FEDERAL ENUMERATION AND TO ESTABLISH A

STATE REDISTRICTING COMMISSION TO DO SO. THE JOINT RESOLUTION PROVIDES FOR MEMBERSHIP ON THE COMMISSION, ESTABLISHES QUALIFICATIONS OF COMMISSION MEMBERS, RESTRICTS COMMISSION MEMBERS FROM RUNNING FOR OR HOLDING CERTAIN OFFICES, PROVIDES REDISTRICTING CRITERIA, AND PROVIDES FOR THE REGULATION OF COMMISSION PROCEEDINGS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ENCOURAGING CULTURAL
COMPETENCY IN THE DELIVERY OF HEALTH CARE**

H.J.R. 4

Judy Ann Buffmire

A JOINT RESOLUTION OF THE LEGISLATURE ENCOURAGING THE UTAH DEPARTMENT OF HEALTH TO IDENTIFY AND PROMOTE BEST PRACTICES IN THE DELIVERY OF CULTURALLY COMPETENT HEALTH CARE TO UTAH'S DIVERSE POPULATIONS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION CALLING FOR SUPPORT OF THE
PRINCIPLES OF THE ALLIANCE FOR UNITY**

H.J.R. 5

Ron Bigelow

THIS JOINT RESOLUTION OF THE LEGISLATURE EXPRESSES SUPPORT FOR THE PRINCIPLES ESPOUSED BY UTAH'S ALLIANCE FOR UNITY. THE RESOLUTION URGES AN INCREASE IN RESPECT AND UNDERSTANDING OF DIFFERENCES AMONG UTAHNS AND A GREATER DETERMINATION TO CROSS BOUNDARIES OF CULTURE, RELIGION, AND ETHNICITY TO BETTER UNDERSTAND AND BEFRIEND ONE ANOTHER, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION AMENDING HIGHWAY
USER AND MOTOR FUEL FUNDS**

H.J.R. 8

Scott Daniels

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE REVENUE AND TAXATION ARTICLE OF THE UTAH CONSTITUTION TO EXPAND THE ALLOWABLE USES OF HIGHWAY

USER AND MOTOR FUEL FEES AND TAXES AND TO MAKE TECHNICAL CHANGES. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION - REJECTING RECOMMENDED
SALARY INCREASE FOR LEGISLATORS**

H.J.R. 9

Glenn L. Way

THIS JOINT RESOLUTION OF THE LEGISLATURE REJECTS THE SALARY RECOMMENDATIONS OF THE LEGISLATIVE COMPENSATION COMMISSION THAT WOULD, EXCEPT FOR THIS JOINT RESOLUTION, TAKE EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING FEDERAL CONSTITUTIONAL
AMENDMENT TO PROTECT THE LIFE OF THE UNBORN**

H.J.R. 10

Glenn L. Way

THIS JOINT RESOLUTION URGES THE UNITED STATES CONGRESS TO SEND TO THE STATES A CONSTITUTIONAL AMENDMENT PROTECTING THE LIFE OF THE UNBORN, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REQUIRING PUBLIC
NOTICE PRIOR TO SPECIAL SESSIONS**

H.J.R. 11

Stephen H. Urquhart

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO REQUIRE ADVANCE NOTICE OF LEGISLATIVE BUSINESS IN A SPECIAL SESSION, WITH CERTAIN EXCEPTIONS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION REJECTING SALARY RECOMMENDATIONS
OF LEGISLATIVE COMPENSATION COMMISSION**

H.J.R. 12

Brad King

THIS JOINT RESOLUTION OF THE LEGISLATURE REJECTS THE SALARY RECOMMENDATIONS OF THE LEGISLATIVE COMPENSATION

COMMISSION THAT WOULD, EXCEPT FOR THIS JOINT RESOLUTION, TAKE EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

**RESOLUTION AUTHORIZING THE LEGISLATURE
TO CALL ITSELF INTO SPECIAL SESSION**

H.J.R. 13

Chad E. Bennion

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION. THIS JOINT RESOLUTION AUTHORIZES THE GOVERNOR TO ADD LEGISLATIVE BUSINESS TO A SPECIAL SESSION CALLED BY THE LEGISLATURE AND AUTHORIZES THE LEGISLATURE TO ADD LEGISLATIVE BUSINESS TO A SPECIAL SESSION CALLED BY THE GOVERNOR. THIS JOINT RESOLUTION MAKES CONFORMING CHANGES AND CLARIFYING CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION - DEBT LIMITS
FOR POLITICAL SUBDIVISIONS**

H.J.R. 14

Wayne A. Harper

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO MODIFY LANGUAGE RELATING TO AN ADDITIONAL DEBT LIMIT FOR A CERTAIN CLASS OF MUNICIPALITIES. THE JOINT RESOLUTION CLARIFIES THE MEASUREMENT OF THE DEBT LIMIT FOR COUNTIES AND HOW THE VALUE OF TAXABLE PROPERTY IS TO BE DETERMINED FOR PURPOSES OF THE COUNTY DEBT LIMIT. THE JOINT RESOLUTION MAKES TECHNICAL CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION PROMOTING FINANCIAL
LITERACY FOR UTAH STUDENTS**

H.J.R. 15

David L. Hogue

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES UTAH PUBLIC SCHOOL DISTRICTS TO ENSURE THAT SCHOOL

CURRICULUMS PROMOTE FINANCIAL LITERACY AMONG STUDENTS, read the first time by short title and referred to the Rules Committee.

RESOLUTION CHANGING HOUSE COMMITTEE NAMES

H.R. 1

Eric K Hutchings

THIS RESOLUTION MODIFIES HOUSE RULES CHANGING STANDING COMMITTEE NAMES TO BRING THEM INTO COMPLIANCE WITH THE CURRENT STRUCTURE. THIS HOUSE RESOLUTION PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION - PROCESS REVISIONS

H.R. 2

Wayne A. Harper

THIS ACT MODIFIES HOUSE RULES OF THE FIFTY-FOURTH LEGISLATURE. THIS ACT MODIFIES THE POWERS OF THE HOUSE RULES COMMITTEE, PROVIDES STANDARDS AND REQUIREMENTS FOR THE MOTION TO LIFT A BILL FROM COMMITTEE, AND MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES AMENDMENTS RESOLUTION

H.R. 3

Thomas V. Hatch

THIS RESOLUTION MODIFIES HOUSE RULES ELIMINATING THE REQUIREMENT OF STANDING COMMITTEE REVIEW FOR CERTAIN BILLS. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION - RULES COMMITTEE POWER

H.R. 4

Chad E. Bennion

THIS RESOLUTION MODIFIES HOUSE RULES BY REVISING THE POWERS OF THE HOUSE RULES COMMITTEE. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

* * *

On motion of Representative Hatch, the House voted to saunter.

On motion of Representative Garn, the House voted to cease to saunter.

RULES COMMITTEE REPORT

Mr. Speaker:

January 21, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

H.J.R. 9	Joint Resolution - Rejecting Recommended Salary Increase for Legislators (G. Way)
H.R. 1	Resolution Changing House Committee Names (E. Hutchings)
H.R. 2	House Rules Resolution - Process Revisions (W. Harper)
H.R. 3	House Rules Amendments Resolution (T. Hatch)
H.R. 4	House Rules Resolution - Rules Committee Power (C. Bennion)
H.B. 234	Mechanics' Lien Amendments (K. Garn)
H.B. 5	School Uniform Amendments (K. Morgan)
H.B. 6	Public Safety Bureau Name Change (D. Bowman)
H.B. 7	Net Metering of Electricity (G. Snow)
H.B. 8	Repeal of Local Government Information Technology Review Committee (N. Hendrickson)
H.B. 9	Repeal of Medical Examiner Committee (N. Hansen)
H.B. 10	Repeal of Investment Advisory Committee (B. Winn)
H.B. 11	Repeal of Utah Occupational Safety and Health Advisory Council (D. Bush)
H.B. 14	Repeal of State Advisory Planning Committee (P. Wallace)
H.B. 15	Repeal of Environmental Quality Coordinating Committee (R. Bigelow)
H.B. 38	Repeal of Health Benefit Plan Committee (D. Bush)
H.B. 51	Sales and Use Tax - Taxability of Parts and Labor (W. Harper)
H.B. 19	Election Campaign Fund Checkoff Amendments (C. Buttars)
H.B. 20	Prohibiting Residential Lots from Crossing County Lines (D. Hogue)
H.B. 21	Electronic Government Services Amendments - Agriculture (R. Siddoway)
H.B. 22	Electronic Government Services Amendments - Transportation (R. Siddoway)
H.B. 23	Mortgage Practices Act Revisions (G. Adair)

H.B. 24	Revisions to Redevelopment Agency Laws (W. Harper)
H.B. 26	Technical Corrections to County Code (D. Cox)
H.B. 27	Technical Corrections to Municipal Code (D. Cox)
H.B. 28	Immunity from Liability in Child Welfare Investigations (W. Harper)
H.B. 29	Child Restraint Violations (C. Moss)
H.B. 30	Master State Highway Amendments (J. Murray)
H.B. 32	Overseas and Military Voters Amendments (D. Bush)
H.B. 33	Certification and Testing of Voting Equipment (C. Buttars)
H.B. 35	Expungement of Juvenile Records (S. Daniels)
H.B. 39	Statute of Limitations Amendments (K. Bryson)
H.B. 40	Public Safety - Division Name Change (D. Bowman)
H.B. 41	Utah Substance Abuse and Anti-violence Coordinating Council Amendments (N. Hendrickson)
H.B. 42	Fluoridation of Public Water Systems in an Emergency (A. L. Tyler)
H.B. 43	Access to Fluoridated Water (D. Hogue)
H.B. 45	Prisoner Escape Amendment (K. Morgan)
H.B. 46	Annual Reports Given to the Legislature (M. Dillree)
H.B. 47	Repeal of Sunset Dates on Office of Court Administrator and Alternative Dispute Resolution (G. Way)
H.B. 48	Local Substance Abuse Authority Amendments (P. Ray)
H.B. 49	Municipal Plan for Moderate Income Housing (P. Ray)
H.B. 50	Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income - Eliminating Marriage Tax Penalties (W. Harper)
H.B. 52	Higher Education Savings Incentive Program Amendments (K. Bryson)
H.B. 53	Technical Amendments to Tobacco Settlement Trust Fund (K. Morgan)
H.B. 54	Tobacco Amendments (C. Saunders)
H.B. 55	Underage Possession of Tobacco Amendments (C. Saunders)
H.B. 56	Genetic Privacy and Discrimination (P. Ray)
H.B. 57	Forfeited Water Right Allocation (D. Peterson)
H.B. 60	Individual Income Tax - State Earned Income Tax Credit (T. Hatch)
H.B. 61	Funds Consolidation (J. Alexander)
H.B. 62	Legislative Area of State Capitol (M. Stephens)

H.B. 63	Licensing Amendments Regarding Background Checks (A. Bradshaw)
H.B. 65	State Park Access Highways Amendments (D. Bowman)
H.B. 69	Payment for Bailiff and Other Services in Courts of Record (J. Seitz)
H.B. 70	Political Fund-raising Restrictions on Governor (N. Hansen)
H.B. 72	Penalty for Misuse of Lawful Substances (D. Hogue)
H.B. 73	Capital Felony Sentencing Procedures (G. Snow)
H.B. 74	Safety Inspections Regarding Window Tinting (D. Bowman)
H.B. 75	Cemetery Maintenance District Amendments (E. Anderson)
H.B. 84	Property Tax Assessments - Effect of Conservation Easement (R. Becker)
H.B. 86	Publication Notice of Constitutional Amendments (P. Arent)
H.B. 87	Unmarked Vehicle Amendments (D. Bowman)
H.B. 88	Sales and Use Tax - Agricultural Exemption (E. Anderson)
H.B. 93	Municipal Annexation Amendments (D. Peterson)
H.B. 94	Special Fuel Tax Amendments (B. Ferry)
H.B. 107	Obscenity and Pornography Complaints Ombudsman Duties (W. Harper)
H.B. 187	Driver License Fraud Amendments (K. Holdaway)
H.B. 192	Workers' Compensation Benefits for Volunteer Safety Officers (N. Hansen)
H.B. 193	Redevelopment Agencies Notice Requirements (M. Stephens)
H.B. 198	Manual on Uniform Traffic Control Devices for Streets (K. Holdaway)
H.B. 199	Interim Committee Membership (M. Stephens)
H.B. 201	Property Tax - Judgment Levy (W. Harper)
H.B. 202	Reconveyance of Trust Deed or Release of Mortgage (T. Hatch)
H.B. 204	Responsibility of Attorney General to Represent Division of Child and Family Services (M. Throckmorton)
H.B. 207	Licenses for Educators (S. Allen)
H.B. 214	Extension of Sunset on Telehealth Commission (D. Hogue)

H.B. 215	Department of Health Collection of Information (D. Hogue)
H.B. 218	Over Weight Vehicle Amendments (T. Hatch)
H.B. 221	State Board of Education Rules and Reports (M. Dayton)
H.B. 224	Giving False Information to Police Officer (K. Morgan)
H.B. 225	Mental Health Professional Financial Assistance Grants - Technical Amendments (J. Buffmire)
H.B. 227	Electronic Monitoring of Probationers - Criminal Interference (K. Bryson)
H.B. 237	Spouse Abuse Amendments (G. Adair)
H.B. 249	Sales and Use Tax - Location of Transactions (W. Harper)
H.B. 250	Retirement Law Remodification (R. Bigelow)
H.B. 255	Utah Housing Corporation Amendments (R. Bigelow)
H.J.R. 11	Resolution Requiring Public Notice Prior to Special Sessions (S. Urquhart)
H.J.R. 14	Joint Resolution - Debt Limits for Political Subdivisions (W. Harper)
H.J.R. 15	Resolution Promoting Financial Literacy for Utah Students (D. Hogue)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing students read the Bill of Rights and a commemoration of Martin Luther King, Jr. Day presented by Phyllis Carruth, Bill Hayley and Reverend France A. Davis.

On motion of Representative Garn, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

RULES COMMITTEE REPORTS

Mr. Speaker: January 21, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 2**, Rules Resolution – Committee Notes on Bills (R. Bigelow), be amended as follows, be considered read for the second time, and further recommends that this bill be placed on the Third Reading Calendar before **H.R.4**:

1. Page 3, Line 63:, Line :
After “for” delete “or” and insert “and”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 4**, Resolution Encouraging Cultural Competency in the Delivery of Health Care (J. Buffmire), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 8:
Delete “best practices in the delivery of”
2. Page 1, Line 23:
Delete “best practices in the delivery of” and after “competent” insert “delivery of”
3. Page 1, Line 27:
Delete “best practices in”
4. Page 2, Line 33:
Delete “best” and insert “culturally competent” and after “delivery of” delete “culturally competent”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 4**, Motorboat Driver Licensing and Boating Under the Influence Provisions (L. Pace), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 29:
Delete line 29
2. Page 28, Lines 835–857:
Delete lines 835 through 857

3. Page 44, Line 1343:
Reinstate “traffic” and insert “or motorboat”
4. Page 57, Line 1746:
After “73-18-4-(1)(d):” insert “or”
5. Page 57, Lines 1747-1749:
Delete lines 1747 through 1749
6. Page 57, Line 1750:
Delete “(h)” and insert “(f)”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 58**, Water Forfeiture Amendments (M. Styler), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 15:
After “has” delete “always had”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 66**, Judiciary Amendments (P. Arent), be replaced with **Substitute H.B. 66**, Judiciary Amendments (P. Arent), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 77**, Criminal Sentencing - Mitigation Amendments (D. Hogue), be amended as follows, be considered read for the second time and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 49:
After “(4)(d)(i)” delete “;” and insert “:”
(A) “mental illness” has the same definition as in Section 76-2-305;
and (B); and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 80**, Unsolicited Commercial Email (P. Arent), be replaced with **Substitute H.B. 80**, Unsolicited Commercial Email (P. Arent), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 85**, Utah Lake Authority Legislative Task Force (G. Way), be replaced with **Substitute H.B. 85**, Water Development and Conservation Task Force (G. Way), and considered read for the first and second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 91**, Mineral Production Tax Withholding Amendments (G. Snow), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 37:
After "Act;" delete "or"
2. Page 2, Line 38:
After "Act" delete the period and insert "; or" and after Line 38 insert:
"(iv) Chapter 10. Individual Income Tax Act."; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 190**, Criminal Restitution Amendments (S. Allen) , be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 18:
After line 18, insert:
"77-32a-1, as enacted by Chapter 15, Laws of Utah 1980"
2. Page 1, Line 24:
Delete line 24
3. Page 26, Line 782:
After line 782, insert:
"Section 11. Section 77-32a-1 is amended to read:
77-32a-1. Costs -- Convicted defendant may be required to pay.
In a criminal action the court may require a convicted defendant to
[~~make restitution and~~] pay costs." ; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 196**, Divorce and Parent-time Revisions (C. Bennion) be amended as follows, be considered read for the second

time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 4, Lines 98 - 99:

After “(13)” delete the rest of line 98 and all of line 99 and insert: “to provide notice to a non-custodial parent in accordance with Section 62A-11-304.4 of the opportunity to contest the accuracy of allegations by a custodial parent of nonpayment of past-due child support, prior to taking action against a non-custodial parent to collect the alleged past-due support.”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 197**, Off-highway Vehicle Amendments (B. Goodfellow) be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 3, Line 71:

After “flag” delete the brackets and reinstate “, red or orange in color and” and after “minimum of” delete the brackets and reinstate “six by 12” and delete “36 square”.

2. Page 4, Line 91:

After “(4)” delete the brackets and reinstate “Any” and delete “A” and after “person” delete the brackets and reinstate “convicted of violations of” and delete “who violates”.

3. Page 4, Line 92:

After “infraction” delete the brackets and reinstate “and shall be fined not more than \$50 per offense”.

4. Page 4, Line 107:

After “(2)(a)” delete the brackets and reinstate “Any” and delete “A” and after “person” delete the brackets and reinstate “convicted of violations of” and delete “who violates”.

5. Page 4, Line 108:

After “infraction” delete the brackets and reinstate “and shall be fined not more than \$50 per offense”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 206**, New Century Scholarship Program Amendments (A. Bradshaw), be amended as follows, be considered read

for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 20:
After “year” delete “they qualify to graduate” and insert “their class graduates”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 208**, Federal Government Acquisition of Real Property in the State (B. Johnson), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 25:
After “title to” insert “or interest in”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 210**, Recreational Vehicle - Length and Width Amendments (D. Bush), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 7:
Delete “shade awnings” and insert “appurtenances”
2. Page 1, Line 22:
Delete “Awnings” and insert “Appurtenances”
3. Page 1, Line 24:
After “length” insert “of the appurtenances”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 13**, Resolution Authorizing the Legislature to Call Itself into Special Session (C. Bennion), be replaced with **Substitute H.J.R. 13**, Resolution Authorizing the Legislature to Call Itself into Special Session (C. Bennion), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

H.J.R. 2, as amended, **H.J.R. 4**, as amended, **H.B. 4**, as amended, **H.B. 58**, as amended, **Sub. H.B. 66**, **H.B. 77**, as amended, **Sub. H.B. 80**, **Sub. H.B. 85**,

H.B. 91, as amended, **H.B. 190**, as amended, **H.B. 196**, as amended, **H.B. 97**, as amended, **H.B. 206**, as amended, **H.B. 208**, as amended, **H.B. 210**, as amended, and **Sub. H.J.R. 13** were read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORT

Mr. Speaker: January 21, 2002

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

H.B. 44 Trustees of Trust Deeds Amendments (D. Clark)
H.B. 90 Truth in Advertising Amendments (S. Daniels)
H.B. 110 Motor Vehicle Insurance and Credit Information
(P. Wallace)
H.B. 191 Predatory Mortgage Lending (P. Ray)

EDUCATION

H.B. 111 State Responsibility for Regulation of Postsecondary
Proprietary Schools (A. Bradshaw)
H.B. 209 Truancy Amendments (D. Bourdeaux)
H.B. 240 Public Education Capital Outlay Act Amendments
(D. Cox)
H.B. 244 Credit Allowed in Teacher Transfer (M. Thompson)

GOVERNMENT OPERATIONS

H.B. 13 Repeal of Human Resource Advisory Committee
(D. Bowman)
H.B. 109 Governor and Legislatures Power to Cut State Budget
(K. Holdaway)
H.B. 115 Technical Changes to Election Law (L. Pace)
H.B. 246 Sunset Act Reauthorizations (S. Mascaro)
H.B. 258 Voter Identification Requirements (R. Lockhart)

HEALTH AND HUMAN SERVICES

H.B. 12 Use of Tobacco Settlement Interest Proceeds (K. Morgan)
H.B. 105 Health Insurance Mandates - Pilot Program (R. Lockhart)
H.B. 112 Health Care Malpractice Act Amendments (K. Garn)
H.B. 243 Child Immunization Amendments (R. Lockhart)

H.J.R. 10 Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn (G. Way)

JUDICIARY

H.B. 99 Consecutive Sentencing (T. McCartney)
H.B. 220 Control of Precursor Chemicals (A. L. Tyler)
H.B. 233 Mitigation of Damages in Condemnation Proceedings (G. Curtis)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 245 Amendments to Sex Offender Registry (A. Bradshaw)
H.B. 247 Fire Prevention and Safety Amendments (C. Beshear)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 31 License Plate Requirements (B. King)
H.B. 113 Insect Control on Federal Lands (S. Urquhart)
H.B. 120 Division and Board of Water Resources Name Change (J. Buffmire)

POLITICAL SUBDIVISIONS

H.B. 116 Attendance At Local Government Meetings by Local Government Officials (M. Thompson)
H.B. 216 Transfer of Development Rights (B. Parker)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 59 Municipal Telephone Utilities Amendments (D. Cox)

QUASI-GOVERNMENTAL ENTITIES

H.B. 97 Retirement Cost-of-living Adjustment for Public Safety (P. Ray)
H.B. 186 State Retirement Conversion Window (B. King)
H.B. 248 Classification of State Employees for Insurance Purposes (J. Seitz)

REVENUE AND TAXATION

H.B. 119 Assessment of Property Subject to a Minimum Parcel Size (J. Murray)
H.B. 185 Reauthorization of Individual Income Tax Credit - Tutoring Disabled Dependents (J. Buffmire)

TRANSPORTATION

- H.B. 114** Penalty for Stealing Motor Fuel (C. Saunders)
H.B. 118 Special License Plates for Search and Rescue Teams
(B. Ferry)
H.B. 217 Designation of Memorial Highway (D. Ure)

WORKFORCE SERVICES & ECONOMIC DEVELOPMENT

- H.B. 34** Tourism Amendments (S. Allen)
H.B. 36 Child Care Amendments (R. Siddoway)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker: January 21, 2002

The House Rules Committee recommends, that under suspension of the rules, and with written request of the sponsor, **H.B. 64**, Consumer Protection Amendments (A. Bradshaw), be replaced with **Substitute H.B. 64**, Consumer Protection Amendments (A. Bradshaw), and further recommends that this interim committee bill be assigned to the Business, Labor, & Economic Development Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 79**, School Display of Motto of the United States (R. Siddoway), be amended as follows, and further recommends that this interim bill be assigned to the Education Standing Committee:

1. Page 2, Line 45:
Delete "186" and insert "302" and delete "on an appropriately framed background"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 226**, Termination of Parental Rights Amendments (M. Throckmorton) , be replaced with **Substitute H.B. 226**, Termination of Parental Rights Amendments (M. Throckmorton), and further recommends that this interim committee bill be assigned to the Judiciary Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 231**, Public Health Authority Amendments (S. Allen) be replaced with **Substitute H.B. 231**, Public Health Authority Amendments (S. Allen), be amended as follows, and further

recommends that this interim committee bill be assigned to the Health and Human Services Standing Committee.

Tom Hatch, Chair

Reports filed. On motion of Representative Hatch, the reports of the Rules Committee were adopted.

THIRD READING CALENDAR

H.J.R. 9, JOINT RESOLUTION - REJECTING RECOMMENDED SALARY INCREASE FOR LEGISLATORS, read the third time by short title and placed on its final passage.

H.J.R. 9 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.J.R. 9 transmitted to the Senate for its consideration.

* * *

H.R. 1, HOUSE RESOLUTION CHANGING HOUSE COMMITTEE NAMES, read the third time by short title and placed on its final passage.

H.R. 1 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.R. 1 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

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H.R. 2, HOUSE RULES RESOLUTION - PROCESS REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.R. 2**.

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H.R. 3, HOUSE RULES AMENDMENTS RESOLUTION, read the third time by short title and placed on its final passage.

H.R. 3 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative

Thompson

H.R. 3 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

H.J.R. 2, RULES RESOLUTION - COMMITTEE NOTES ON BILLS, read the third time by short title and placed on its final passage.

H.J.R. 2 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars

D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative Thompson

H.J.R. 2 transmitted to the Senate for its consideration.

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H.R. 4, HOUSE RULES RESOLUTION - RULES COMMITTEE POWER, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.R. 4**.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **H.R. 2**.

H.R. 2, HOUSE RULES RESOLUTION - PROCESS REVISIONS, was before the House on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 2, Line 30:
Delete "piece of legislation" and reinstate "~~bill~~"
2. Page 2, Line 31:
Delete "legislation" and reinstate "~~bills~~"
3. Page 2, Line 32:
Delete "legislation" and reinstate "~~a bill~~"

4. Page 2, Line 35:
Delete "legislation" and reinstate "bills"
5. Page 2, Line 39:
Delete "legislation" and insert "bill"
6. Page 2, Line 43:
Delete "legislation" and reinstate "bill"
7. Page 2, Line 44:
Delete "legislation" and reinstate "a bill"
8. Page 2, Line 45:
Delete "legislation" and reinstate "a bill"
9. Page 2, Line 46:
Delete "legislation" and reinstate "a bill"

On motion of Representative Adair, the bill was amended as follows:

10. Page 2, Line 42:
Reinstate line 42.

H.R. 2, as amended, then passed on the following roll call:

Yeas, 72; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives
Biskupski Daniels

Absent or not voting was: Representative
D. Cox

H.R. 2, as amended, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

H.B. 234, MECHANICS' LIEN AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 234 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives
Curtis Holdaway

H.B. 234 transmitted to the Senate for its consideration.

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H.B. 5, SCHOOL UNIFORM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Morgan, the bill was amended as follows:

1. Page 2, Line 56:
Delete "who,"
2. Page 2, Line 57:
After "circumstances" insert a period and delete ", would not be able to wear a uniform."

H.B. 5, as amended, then passed on the following roll call:

Yeas, 51; Nays, 20; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	S. Clark
D. Cox	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Shurtliff	Siddoway	Styler	Tyler
Wallace	Winn	Young	

Voting in the negative were: Representatives

Alexander	Bennion	Bryson	Bush
D. Clark	Curtis	Dayton	Harper
Hatch	Lockhart	Peterson	Philpot
Seitz	Swallow	Thompson	Throckmorton
Ure	Urquhart	Way	M. Stephens

Absent or not voting were: Representatives

Buttars	Holdaway	Litvack	G. Snow
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H.B. 5, as amended, transmitted to the Senate for its consideration.

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H.B. 6, PUBLIC SAFETY BUREAU NAME CHANGE, read the third time by short title and placed on its final passage.

H.B. 6 then passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative was: Representative
Thompson

Absent or not voting were: Representatives
Holdaway Throckmorton

H.B. 6 transmitted to the Senate for its consideration.

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H.B. 7, NET METERING OF ELECTRICITY, read the third time by short title and placed on its final passage.

H.B. 7 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Holdaway	Throckmorton
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H.B. 7 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 3:50 p.m.

The House was called to order at 3:50 p.m.

THIRD READING CALENDAR

H.B. 8, REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 8 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bourdeaux	Bradshaw	Daniels	Holdaway
Way			

H.B. 8 transmitted to the Senate for its consideration.

* * *

H.B. 9, REPEAL OF MEDICAL EXAMINER COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 9 then passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
E. Hutchings	B. Johnson	Jones	King

Litvack	Lockhart	Mascaro	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative
Saunders

Absent or not voting were: Representatives

Alexander	Bourdeaux	Garn	Hogue
Holdaway	Morgan	Throckmorton	

H.B. 9 transmitted to the Senate for its consideration.

* * *

H.B. 10, REPEAL OF INVESTMENT ADVISORY COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 10 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Aagard	Bourdeaux	Gowans	Hansen
Hendrickson	Seitz		

H.B. 10 transmitted to the Senate for its consideration.

* * *

H.B. 11, REPEAL OF UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL, read the third time by short title and placed on its final passage.

H.B. 11 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Beshear	Bourdeaux	Hansen
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H.B. 11 transmitted to the Senate for its consideration.

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H.B. 14, REPEAL OF STATE ADVISORY PLANNING COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 14 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bourdeaux	Bowman	Hatch
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H.B. 14 transmitted to the Senate for its consideration.

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H.B. 15, REPEAL OF ENVIRONMENTAL QUALITY COORDINATING COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 15 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Hatch	Swallow
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H.B. 15 transmitted to the Senate for its consideration.

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H.B. 38, REPEAL OF HEALTH BENEFIT PLAN COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 38 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson

Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.B. 38 transmitted to the Senate for its consideration.

* * *

H.B. 51, SALES AND USE TAX - TAXABILITY OF PARTS AND LABOR, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 51**.

* * *

H.B. 19, ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 19 then passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative was: Representative
Newbold

Absent or not voting were: Representatives
Alexander Ferrin Hatch Young

H.B. 19 transmitted to the Senate for its consideration.

* * *

H.B. 20, PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES, read the third time by short title and placed on its final passage.

H.B. 20 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

M. Stephens

Absent or not voting were: Representatives
Daniels Hatch

H.B. 20 transmitted to the Senate for its consideration.

* * *

H.B. 21, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - AGRICULTURE, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 21**.

* * *

H.B. 22, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - TRANSPORTATION, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 22**.

* * *

H.B. 23, MORTGAGE PRACTICES ACT REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 5:
After "Act" insert "and the Mortgage Lending and Servicing Act"
2. Page 1, Line 11:
After "action." insert "The act clarifies an exemption under the Mortgage Lending and Servicing Act which references the Utah Residential Mortgage Practices Act."
3. Page 2, Line 28:
After line 28 insert:
"70D-1-10, as last amended by Chapter 347, Laws of Utah 2001"
4. Page 20, Line 615:
After line 615 insert:
"Section 16. Section 70D-1-10 is amended to read:
70D-1-10 Notification of department -- Exemptions.
(1) Except as provided in Subsection (2), no person may engage in the business of making mortgage loans nor may any person engage in the business of being a mortgage loan broker or servicer, without first filing written notification with the department and paying the fees required by this chapter.
(2) The following persons are exempt from the notification requirements contained in this chapter and from the annual fee imposed in Subsection 70D-1-12(1):
(a) all persons authorized under Utah law or under federal law to do business as a depository institution in this state;
(b) all wholly-owned subsidiaries of depository institutions described

in Subsection (2)(a); and

(c) all persons who:

(i) are required to register with the Utah Division of Real Estate pursuant to Title 61, Chapter 2c, Utah Residential Mortgage Practices Act[-]“; and

(ii) are not engaged in the business of being a mortgage loan servicer.”

On motion of Representative Curtis, the House voted to circle **H.B. 23**.

UNFINISHED BUSINESS

On motion of Representative Siddoway, the House voted to uncircle **H.B. 21**.

H.B. 21, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - AGRICULTURE, was before the House on its final passage.

H.B. 21 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffinire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Hogue
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H.B. 21 transmitted to the Senate for its consideration.

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On motion of Representative Siddoway, the House voted to uncircle **H.B. 22**.

H.B. 22, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - TRANSPORTATION, was before the House on its final passage.

H.B. 22 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Hogue	Throckmorton
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H.B. 22 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 22, 2002, at 10:00 a.m.

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